1	UNITED STATES DISTRIC	Page 1	1	Page
	MIDDLE DISTRICT OF TE		2	NITTED DEPOSITETON OF MADELIA DIFFERNO
2	NASHVILLE DIVISI			VIDEO DEPOSITION OF MARTHA RUFFINO
3	MASHVILLE DIVISI	ON	3	OCTOBER 24, 2017
4			4	T. N. D. T. V.
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0	HEALTH SERVICES OF TENNESSEE, INC.) Judge Crenshaw	111	EXHIBITS: Attache
1	d/b/a STONECREST MEDICAL CENTER,) Magistrate Judge) Newbern	12	EARIBITS Accache
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5	VIDEO DEPOSITION OF MART	THA RUFFINO	16	Exhibit Identification
6	OCTOBER 24, 201	.7	17	Exhibit 1: 37
7				Exhibit 2: 42
8	The video deposition of MARTHA RUFF		19	Exhibit 3 (to be produced at a later date): 57
9	to Notice on the 24th day of October		20	Exhibit 4: 59
0	1:09 p.m., at the Wingfield Inn, 110		21	
1	Mayfield, Kentucky; said video depos		22	
2	any and all purposes permitted by la	tw.	23	
4			24	
25			25	
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1	APPEARANCES: Brian Cummings	Page 2	1	Page VIDEOGRAPHER: This is the deposition of Martha
	CUMMINGS MANOOKIA	N, PLC	2	·
2	45 Music Square W	est		Ruffino being taken in the Middle District of Tennessee,
_	Nashville, Tennes		3	Nashville Division; John Ruffino and Martha Ruffino versus
3	ATTORNEY FOR PLAI	NTIFFS	4	Dr. Clark Archer and HCA Health Services of Tennessee,
4 5	C.J. Gideon, Jr.		5	Inc., d/b/a StoneCrest Medical Center. Today's date
-	J. Blake Carter		6	October 24, 2017. Start time 1:11 p.m. We are located at
6	GIDEON, COOPER &	ESSARY, PLC		•
_	315 Deaderick Str	•		the Wingfield Inn in Mayfield, Kentucky.
7	Nashville, Tennes	see 37238 HEALTH SERVICES OF	8	At this time will counsel please state their
8	TENNESSEE, INC. d		9	appearances for the record?
_	MEDICAL CENTER	, 2, 4 510112011201	10	MR. CUMMINGS: Brian Cummings for the
			11	plaintiffs.
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9			10	MP CIDEON: C I Gidoop Plake Cortor for UCA
.0	Nate Gorman	D. G.	12	MR. GIDEON: C.J. Gideon, Blake Carter for HCA
.0	HALL BOOTH SMITH,	P.C.		MR. GIDEON: C.J. Gideon, Blake Carter for HCA Health Services of Tennessee doing business as StoneCrest
.0		P.C.	13	
.0	HALL BOOTH SMITH, 424 Church Street		13	Health Services of Tennessee doing business as StoneCrest
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0 1 2 3 4	HALL BOOTH SMITH, 424 Church Street Suite 2950 Nashville, Tennes	see 37219	13 14 15 16	Health Services of Tennessee doing business as StoneCrest Medical Center. MR. GORMAN: Nate Gorman for defendant, Dr. Clark Archer.
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3 rules I gave you'r husband, so Fill start off again. 4 Please listen to the question I ask you and let 5 me finish before you begin to answer. You saw a few times 6 where your husband thought he knew what I was asking and 7 he started answering before I was finished? 8 A Yes. 9 Q It makes her job quite difficult when we 10 speak at the same time, so let me finish. 11 Number two, if at any time I ask you a question 12 that's not clear, all you have to do is relief me and I'll 13 make it clear. I promise you that. 14 Third, if you need to take a break as a matter 15 of personal confort, check on a grandson or anything like 16 that, you let me know. All I ask you to do is answer the 17 question that's pending and then you can take a break. 18 Good enough? 19 A That's good. Thank you. 20 Q What did you look at, review, or even 21 evaluate as you prepared to give a deposition in this 22 case? 21 evaluate as you prepared to give a deposition in this 22 case? 24 A I didn't look at anything. 25 this deposition? 26 MR. CUMMINGS: He doesn't mean today. He means 27 a A I didn't look at a piece of paper before 28 this deposition? 29 MR. CUMMINGS: He doesn't mean today. He means 29 A I remember looking at all the stuff that's 30 A Oh, yes. I looked at a lot of papers 4 regarding. 4 regarding. 5 Q Okay. Well, lefs talk about a lot of papers 4 regarding. 5 Q Okay. Well, lefs talk about a lot of papers 5 Q Okay. Well, lefs talk about a lot of papers 6 D Q Nay of you look at the complaint that 12 lawsuits like this is what's called as et of answers to 13 interrogatories. They rewrith the lawyer. 10 Q You're going to have to help me with some 11 more precise description. One thing that is exchanged in 12 lawsuits like this is what's called as et of answers to 13 interrogatories. They rewrith the lawyer. 15 sent some to you and your husband as the suing people, 20 suing Dr. Archer and suing HCA Health Services of 21 Tennessee? 20 Q A Reys. Old you look at the Complaint that 19 was flied naming you and your husband as the suing	2 Q Okay I won't ask you to remember all the	
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8 A They dealt with what happened to my husband 9 at the hospital and papers I received with the lawyer. 10 Q You're going to have to help me with some 11 more precise description. One thing that is exchanged in 12 lawsuits like this is what's called a set of answers to 13 interrogatories. They're written questions each side can 14 ask the other and you have to answer under oath. We've 15 sent some to you and your husband which have been 16 answered. Did you look at those? 17 A Yes. 18 Q Okay. Did you look at the Complaint that 19 was filed naming you and your husband as the suing people, 20 suing Dr. Archer and suing HCA Health Services of 21 Q Brian Cummings? 22 A Yes. 23 Q All right. Have you looked at any of the 24 hospital records, Centennial, two admissions in February,		
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		Lo & WHOLI GIO YOU INCOL WILL HILL!

ΚL	DEFINO VS ARCHER		9-12
1	Page 9 A To prepare for the deposition -	1	Page 11 Smithville.
2	Q Yes, ma'am.	2	Q Okay. Which included the pulmonary
3	A - I met with him yesterday.		function testing?
	·	4	
4	Q How long?		
5	A Half hour, hour.	5	Q Is that the only physician you had to go
6	Q Which one is it?		see in connection with that disability application?
7	A Half hour.	7	A Yes.
8	MR. CUMMINGS: C.J., I need to speak up to the	8	Q When it was approved in February of 2015,
	extent she's going to lead you astray.		did you receive a lump sum check that was roughly
10	'		equivalent to what you would have gotten on a monthly
	person.	11	7 11
12	THE WITNESS: That was on the phone.	12	submitted?
13	MR. CUMMINGS: In case that wasn't clear,	13	A Yes.
14	because I know you used the term "meet" and I can see how	14	Q All right. How much was that lump sum?
15	that could be misunderstood by the witness. Your question	15	A I believe it was like 12,000.
16	was clear, C.J.	16	Q And how much do you receive per month now
17	Q Was your husband involved in that phone	17	A 900.
18	meeting for half an hour?	18	Q Even?
19	A Yes.	19	A 954.
20	Q I asked him if he'd met with anybody and he	20	Q And what's the disability based on?
21	said no. That answer was incorrect too, correct?	21	A My COPD.
22	A Correct.	22	Q Secondary to smoking?
23	Q Are you disabled?	23	A Yes.
24	A Yes.	24	Q How old were you when you started smoking?
25	Q Since when?	25	A Probably ten.
	Page 10		Page 12
1	A I believe it was February of 2015.	1	Q And when did you stop?
2	Q Is that when the determination was made on	2	A In 2000.
3	a disability application?	3	Q And have you worked anywhere since 2014?
4	A Yeah.	4	A No.
5	Q When had you submitted a disability	5	Q When is the last time, ma'am, you had what
-	application, submitted it, turned it in?		I call a public job, working for somebody in the
7	A In February of, well, 2014. February 2014		community?
	is when I submitted it. I'm sorry.	8	A I work right now cleaning, cleaning offices
9	Q Did it take them a whole year to act on it?		at night, just one night a week.
10	•	10	
11	-	11	
	of 2014 submitted in the Smithville, Tennessee Social	12	
	Security Office?		3 from that -
14		14	
15		15	•
	mail that the application had been approved?	16	
17		17	5
18	, , , , , , , , , , , , , , , , , , , ,		time you had a regular public job?
	doctor before the application was approved?	19	
		20	3
		21	A I was supervisor and director of operations
20	Q Did you have to have pulmonary function		
20 21	Q Did you have to have pulmonary function testing?		of an assisted living facility.
20 21	testing?		
20 21 22	testing? A Yes.	22	Q Where?

RUFFINO vs ARCHER	13–16
Page 13	Page 15
1 take the job with Republic Services?	1 Q What community was that in?
2 A Yes.	2 A In Michigan, in Oakland County.
3 Q All right. Now, in the answers to	3 Q What's the city that's the county seat of
4 interrogatories there was a reference to you, and I really	4 Oakland County?
5 didn't understand this at all, but it referred to you in	5 A Waterford.
6 answer to Interrogatory Number 11 being charged with a	6 Q Say it again.
7 crime where you were a manager of a gas station. You let	7 A Waterford.
8 a company use a bad credit card. You got charged and	8 Q Waterford. Okay. Now, this was in '92 or
9 placed on probation. And for the life of me I couldn't	9 '93?
10 understand how you, if you let somebody use a bad credit	10 A Yes.
11 card, could be charged with a crime. Can you tell me what	11 Q You were not known as Martha Ruffino then,
12 that was actually about?	12 were you?
13 A Yes. Normally when you run the credit	13 A No.
14 card, if it didn't run, you would type in numbers. But my	14 Q What was your last name then?
15 supervisor gave me a certain number to put that card	15 A Crothers.
16 through because she said it was a good card. So I was	16 Q C-r-o-t-h-e-r-s?
17 doing it and had been doing it for them whenever they came	17 A Yes.
18 in; and then we went to court on it because apparently it	18 Q Have you been married previously?
19 wasn't a good card. And I didn't have money for a lawyer	19 A Yes.
20 and	20 Q How many times?
21 Q So did you plead guilty to some crime?	21 A Once.
22 A I pled no contest.	22 Q And was your maiden name Crothers or was
23 Q To some charge. What was the charge	23 your married name Crothers?
24 against you for entering a clearance number on a bad card?	24 A Married.
25 What were you charged with?	25 Q And how many children did you have in that
Dana 44	Da 40
Page 14 1 A Something - I'm not sure - about electronic	Page 16 1 marriage?
1 A Something - I'm not sure - about electronic	
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A Something - I'm not sure - about electronic device. Q Was it something a charge that dealt with dishonesty? A I would think so, yeah. Q Can you recall the charge itself? A No. Q Okay. Dealt with a criminal charge on credit card clearance? A Yes. Q And you were using a clearance number that actually didn't belong to the people that presented the actually didn't belong to the people that presented the A No. Q Okay. Tell me where the crime is then. Maybe you don't understand it either. A No, I don't. Q It doesn't make any sense to me how you can be charged with a crime if you're being told by your manager "Use this number to get this card approved." That's how it's described in Interrogatory Number 11, and that's why I'm asking you about it. It makes no sense to me. But you pled no contest to a charge that had	1 marriage? 2 A Three. 3 Q Are they all alive and well? 4 A Yes. 5 Q Where are they now? 6 A Two of them live in Michigan and one lives 7 in Maine. 8 Q Any grandkids? 9 A Yes. 10 Q How many? 11 A Eight and one more on the way. 12 Q Good for you. All in either Michigan or 13 Maine? 14 A Yes. 15 Q So why are you in Mayfield, Kentucky? 16 A I didn't have anybody to help me with my 17 husband when we were in Tennessee. My best friend and her 18 family lived here, and I moved here to get help. 19 Q And that best friend was the lady that died 20 in September of this year, Deborah Langston? 21 A Yes. August 14th. 22 Q August of this year? 23 A Yes.

Rυ	IFFING	O vs ARCHER				17-20
1	Α	Page 17 Yes.	1	two.		Page 19
2	Q	Your husband told us that the death was	2		7	Okay.
	unexpect		3			Medicare started off in the '60s, when
4	ипехресі А	Yes.				hnson was the president, as a healthcare plan for
5	Q	What did she die of?		•		So when you went on Social Security you could be
6	A	A blood clot went to her lung.				Medicare program which was an insurance plan
7	_	-				
8	Q A	Pulmonary embolus? Yeah.				s. As time has gone by, it is now available for
	_		9			o are on disability. Yeah.
9	Q diad Th	Well, it's been two months since she's ere's nobody here to help you with your husband.	10		٦ Q	That's the Federal Medicare Program for
1			_			and Seniors. The Medicaid program is designed
12	A	u thought about moving back to Tennessee? No.			-	, ,
						people who don't have the resources to pay for
13	Q Maina?	You thought about moving to Michigan or				insurance.
	Maine?	Makana	14		_	Okay.
15	A	Michigan, yes.	15		Q -1:	So that's the difference. Have you applied
16	Q	Are you planning to move to Michigan now?		for Me		
17	A	Yes.	17			Yes.
18	Q	When are you moving?	18			Where and when?
19	A	I'm not sure yet.	19		_	For myself when I was in Tennessee.
20	Q	But it's pretty much a decision has been	20		Q 	In Smithville you applied at the same time
	made?	V 1		-		ed for disability benefits -
22	A	Yeah.	22			Yeah.
23	Q	Where are you going to live?	23			- for COPD. And when you were approved for
24	A	Probably with one of my sons.			-	benefits in February of 2015, were you also
25	Q	Which one?	25	approv	/ed	for Medicare within 90 days after that?
<u> </u>		Page 18				Page 20
1	A	Joseph Crothers.	1		A	No.
2	Q	Is he the oldest?	2		Q	Did they deny you Medicare?
3	A	No. He's the middle one.	3		A	Yes.
4	Q	Do they have a house that's large enough to	4		Q	What was the basis for denying it?
	_	date you and your husband?	5		A.	That everybody has to wait at least two
6	A	Yes.		-	_	ore they can get it.
7	Q	Does the house that you're thinking about	7		Q	All right. February '15 is over two years
	ŭ	to, does it have a walk-in shower?		ago. F		re you applied for Medicare since then?
9		Yes.	9		_	Yes. I have Medicare.
10	Q	Does it already have a lift chair?	10		Q	When did you apply and when did you get it?
11	A	No.	11		Α.	I got it in February of two-thousand
12	Q	Does it have a hospital bed already in			_	ure of the exact date.
	place?	NI.	13		Q	Well, we know you've got it today.
14	A	No.	14		A	Yes.
15	Q	Have you made any steps at all to get him,	15		Q	So it had to be February of 2017 or
	•	pand, approved for Medicaid in Michigan in advance			-	of 2016, one of the two?
	of the mo		17		A	Yes.
18		No.	18		Q	Has your husband applied for Medicare?
19		Have you applied for Medicare for your	19		A	Yes.
		or yourself?	20		Q	Where and when?
21		l'm not no.	21		Α	We applied down here in Kentucky and
22	Q	Why not?		_	gh t	he Social Security Office here in Kentucky.
23	Α	I'm just confused on whether it was	23		Q	In Mayfield?
		or Medicaid.	24		Α	Yes.
25	Q	Let me tell you the difference between the	25		Q	Okay. When did you apply?
			1			

ΚL	TLLING) vs ARCHER			21–24
		Page 21			Page 23
1	Α	I'm not sure of the exact date.		•	nd it went away real fast.
2	Q	One of the things you told me you reviewed	2	Q	Okay. Which Wal-Mart was it?
1		t ready for this deposition were those answers to	3	Α	In Mayfield. I'm sorry. It was Tennessee,
	_	ories. It asks about any applications for		in Lebano	
	-	ent benefits, and there was no disclosure at all of	5		The one in aren't there a couple in
6	the applic	ation for Medicare that you tell me occurred	6	Lebanon,	though?
7	already.	So I need to know when the application occurred.	7	Α	No.
8		I really can't remember. And he does not	8	Q	Okay.
9	have it ye	t.	9	Α	Not to my knowledge.
10	Q	Months ago?	10	Q	He was having trouble moving his whole
11	Α	Yes.	11	right side	e, arm and leg, right?
12	Q	Before you answered the interrogatories in	12	Α	Yes.
13	this case	?	13	Q	Now, you heard him tell me under oath
14	Α	Yes.	14	earlier th	at he had only had problems with his arm, right?
15	Q	Why didn't you tell us about the	15	Α	Yes.
16	application	on for Medicare, then? Whether it was granted or	16	Q	That was false too, wasn't it?
17	not, it asl	ked did you apply?	17	Α	Yes.
18	Α	I don't remember seeing that.	18	Q	He told me he has no problems with his
19	Q	I asked your husband this morning if he had	19	memory,	and yet he's told me incorrect answers to several
20		or Medicare and he said no. That wasn't correct,	20	question	s. When did you first notice him having problems
	was it?		21	with his r	memory?
22	Α	No.	22	Α	After he had his stroke.
23	Q	Just the brief discussion we've had so far	23		When? How soon after the stroke?
		confirmed that your husband was not accurate in	24	Α	Right away.
		ers to several questions I've asked him, correct?	25		Has he had a consistent problem with his
-"		oro to contrar questions i no activo mini, competi	-0	~	riad no nad a denoidant problem marine
	Δ.	Page 22	_		Page 24
1		Correct.		•	since the stroke but only since the stroke?
2	Q	Correct. Have you made a list, as you were seated	2	A	since the stroke but only since the stroke? Yeah.
2	Q back there	Correct.	2	A Q	since the stroke but only since the stroke? Yeah. Do you know why Dr. Efobi describes him as
2 3 4	Q back there not right?	Correct. Have you made a list, as you were seated e, of all the other answers he gave me that are	2 3 4	A Q having pr	Since the stroke but only since the stroke? Yeah. Do you know why Dr. Efobi describes him as roblems with his memory in December of 2015?
2 3 4 5	Q back there not right? A	Correct. Have you made a list, as you were seated e, of all the other answers he gave me that are No.	2 3 4 5	A Q having pr	Yeah. Do you know why Dr. Efobi describes him as roblems with his memory in December of 2015? No.
2 3 4 5 6	Q back there not right? A Q	Correct. Have you made a list, as you were seated e, of all the other answers he gave me that are No. Can you think of others right now where he	2 3 4 5 6	A Q having pr A Q	Yeah. Do you know why Dr. Efobi describes him as roblems with his memory in December of 2015? No. Do you know of any reason why Dr. Efobi
2 3 4 5 6 7	Q back there not right? A Q answered	Correct. Have you made a list, as you were seated e, of all the other answers he gave me that are No. Can you think of others right now where he under oath in a way that just isn't right?	2 3 4 5 6 7	A Q having pr A Q would red	Yeah. Do you know why Dr. Efobi describes him as roblems with his memory in December of 2015? No. Do you know of any reason why Dr. Efobi cord him having problems with memory -
2 3 4 5 6 7 8	Q back there not right? A Q answered A	Correct. Have you made a list, as you were seated e, of all the other answers he gave me that are No. Can you think of others right now where he under oath in a way that just isn't right? Probably a few, yeah.	2 3 4 5 6 7 8	A Q having pr A Q would red	Yeah. Do you know why Dr. Efobi describes him as roblems with his memory in December of 2015? No. Do you know of any reason why Dr. Efobi cord him having problems with memory - No.
2 3 4 5 6 7 8 9	Q back there not right? A Q answered A Q	Correct. Have you made a list, as you were seated e, of all the other answers he gave me that are No. Can you think of others right now where he under oath in a way that just isn't right? Probably a few, yeah. Okay. Well, let's start off with a few.	2 3 4 5 6 7 8 9	A Q having pr A Q would rec	Yeah. Do you know why Dr. Efobi describes him as roblems with his memory in December of 2015? No. Do you know of any reason why Dr. Efobi cord him having problems with memory - No. - at that time?
2 3 4 5 6 7 8 9	Q back there not right? A Q answered A Q When is t	Correct. Have you made a list, as you were seated e, of all the other answers he gave me that are No. Can you think of others right now where he under oath in a way that just isn't right? Probably a few, yeah. Okay. Well, let's start off with a few. he first time he started having spells?	2 3 4 5 6 7 8	A Q having pr A Q would red A Q Ha	Yeah. Do you know why Dr. Efobi describes him as roblems with his memory in December of 2015? No. Do you know of any reason why Dr. Efobi cord him having problems with memory - No. - at that time? ad your husband had a problem with hearing loss
2 3 4 5 6 7 8 9 10	Q back there not right? A Q answered A Q When is t	Correct. Have you made a list, as you were seated e, of all the other answers he gave me that are No. Can you think of others right now where he under oath in a way that just isn't right? Probably a few, yeah. Okay. Well, let's start off with a few. he first time he started having spells? I can't remember the exact dates. I would	2 3 4 5 6 7 8 9 10	A Q having properties A Q would record A Q Haback in [Yeah. Do you know why Dr. Efobi describes him as roblems with his memory in December of 2015? No. Do you know of any reason why Dr. Efobi cord him having problems with memory - No. - at that time? ad your husband had a problem with hearing loss December of 2015?
2 3 4 5 6 7 8 9 10 11 12	Q back there not right? A Q answered A Q When is t A say 2015	Correct. Have you made a list, as you were seated e, of all the other answers he gave me that are No. Can you think of others right now where he under oath in a way that just isn't right? Probably a few, yeah. Okay. Well, let's start off with a few. he first time he started having spells? I can't remember the exact dates. I would	2 3 4 5 6 7 8 9 10 11 12	A Q having prince A Q would record A Q Haback in E	Yeah. Do you know why Dr. Efobi describes him as roblems with his memory in December of 2015? No. Do you know of any reason why Dr. Efobi cord him having problems with memory - No. - at that time? ad your husband had a problem with hearing loss December of 2015? No.
2 3 4 5 6 7 8 9 10 11 12 13	Q back there not right? A Q answered A Q When is t A say 2015	Correct. Have you made a list, as you were seated e, of all the other answers he gave me that are No. Can you think of others right now where he under oath in a way that just isn't right? Probably a few, yeah. Okay. Well, let's start off with a few. he first time he started having spells? I can't remember the exact dates. I would honth and year is fine. I don't expect you	2 3 4 5 6 7 8 9 10 11 12 13	A Q having price A Q would red A Q Haback in I A Q	Yeah. Do you know why Dr. Efobi describes him as roblems with his memory in December of 2015? No. Do you know of any reason why Dr. Efobi cord him having problems with memory - No. - at that time? ad your husband had a problem with hearing loss December of 2015? No. Had he had a problem with shortness of
2 3 4 5 6 7 8 9 10 11 12 13	Q back there not right? A Q answered A Q When is t A say 2015 Q to be able	Correct. Have you made a list, as you were seated e, of all the other answers he gave me that are No. Can you think of others right now where he under oath in a way that just isn't right? Probably a few, yeah. Okay. Well, let's start off with a few. he first time he started having spells? I can't remember the exact dates. I would honth and year is fine. I don't expect you eto remember that it was 12/21/15 at 2:00 in the	2 3 4 5 6 7 8 9 10 11 12 13	A Q having price A Q would red A Q Haback in I A Q	Yeah. Do you know why Dr. Efobi describes him as roblems with his memory in December of 2015? No. Do you know of any reason why Dr. Efobi cord him having problems with memory - No. - at that time? ad your husband had a problem with hearing loss December of 2015? No.
2 3 4 5 6 7 8 9 10 11 12 13	Q back there not right? A Q answered A Q When is t A say 2015 Q to be able	Correct. Have you made a list, as you were seated e, of all the other answers he gave me that are No. Can you think of others right now where he under oath in a way that just isn't right? Probably a few, yeah. Okay. Well, let's start off with a few. he first time he started having spells? I can't remember the exact dates. I would honth and year is fine. I don't expect you	2 3 4 5 6 7 8 9 10 11 12 13	A Q having properties A Q Would record A Q Haback in [A Q D breath b]	Yeah. Do you know why Dr. Efobi describes him as roblems with his memory in December of 2015? No. Do you know of any reason why Dr. Efobi cord him having problems with memory - No. - at that time? ad your husband had a problem with hearing loss December of 2015? No. Had he had a problem with shortness of
2 3 4 5 6 7 8 9 10 11 12 13 14 15	Q back there not right? A Q answered A Q When is t A say 2015 Q to be able afternoon	Correct. Have you made a list, as you were seated e, of all the other answers he gave me that are No. Can you think of others right now where he under oath in a way that just isn't right? Probably a few, yeah. Okay. Well, let's start off with a few. he first time he started having spells? I can't remember the exact dates. I would honth and year is fine. I don't expect you eto remember that it was 12/21/15 at 2:00 in the	2 3 4 5 6 7 8 9 10 11 12 13	A Q having properties A Q Haback in [A Q breath b A A	Yeah. Do you know why Dr. Efobi describes him as roblems with his memory in December of 2015? No. Do you know of any reason why Dr. Efobi cord him having problems with memory - No. - at that time? ad your husband had a problem with hearing loss December of 2015? No. Had he had a problem with shortness of ack then? No.
2 3 4 5 6 7 8 9 10 11 12 13 14 15	Q back there not right? A Q answered A Q When is t A say 2015 Q to be able afternoon to know the	Correct. Have you made a list, as you were seated e, of all the other answers he gave me that are No. Can you think of others right now where he under oath in a way that just isn't right? Probably a few, yeah. Okay. Well, let's start off with a few. he first time he started having spells? I can't remember the exact dates. I would honth and year is fine. I don't expect you et to remember that it was 12/21/15 at 2:00 in the light. I don't have that expectation, but I do want me month and the year. What month of 2015 did he	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	A Q having properties A Q Haback in E A Q breath b A Q	Yeah. Do you know why Dr. Efobi describes him as roblems with his memory in December of 2015? No. Do you know of any reason why Dr. Efobi cord him having problems with memory - No. - at that time? ad your husband had a problem with hearing loss December of 2015? No. Had he had a problem with shortness of ack then? No. You quit smoking in 2000, but he was still two packs a day in 2015?
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2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	Q back there not right? A Q answered A Q When is t A say 2015 Q to be able afternoon to know the start having A Q	Correct. Have you made a list, as you were seated e, of all the other answers he gave me that are No. Can you think of others right now where he under oath in a way that just isn't right? Probably a few, yeah. Okay. Well, let's start off with a few. he first time he started having spells? I can't remember the exact dates. I would honth and year is fine. I don't expect you e to remember that it was 12/21/15 at 2:00 in the lid on't have that expectation, but I do want he month and the year. What month of 2015 did he hig spells? I do not remember the exact month.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	A Q having properties A Q Haback in E A Q breath b A Q smoking A Q	Yeah. Do you know why Dr. Efobi describes him as roblems with his memory in December of 2015? No. Do you know of any reason why Dr. Efobi cord him having problems with memory - No. - at that time? ad your husband had a problem with hearing loss December of 2015? No. Had he had a problem with shortness of ack then? No. You quit smoking in 2000, but he was still two packs a day in 2015? Yes.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	Q back there not right? A Q answered A Q When is t A say 2015 Q to be able afternoon to know the start having A Q me the fire	Correct. Have you made a list, as you were seated e, of all the other answers he gave me that are No. Can you think of others right now where he under oath in a way that just isn't right? Probably a few, yeah. Okay. Well, let's start off with a few. he first time he started having spells? I can't remember the exact dates. I would honth and year is fine. I don't expect you et o remember that it was 12/21/15 at 2:00 in the light of the most of the light of the most of the exact month and the year. What month of 2015 did he may spells? I do not remember the exact month. Putting aside the exact month, can you tell	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	A Q having properties A Q Haback in E A Q breath b A Q smoking A A	Yeah. Do you know why Dr. Efobi describes him as roblems with his memory in December of 2015? No. Do you know of any reason why Dr. Efobi cord him having problems with memory - No. - at that time? ad your husband had a problem with hearing loss December of 2015? No. Had he had a problem with shortness of ack then? No. You quit smoking in 2000, but he was still two packs a day in 2015? Yes. Had you tried to get him to quit?
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Rι	JFFINC	O vs ARCHER		25–28
_		Page 25	_	Page 27
1	Q	Do you know why he went to see Dr. Efobi?	1	MR. RUFFINO: Okay.
2	A	Yeah.	2	MR. CUMMINGS: Thank you.
3	Q	Why?	3	THE WITNESS: Sorry.
4		He said he was having problems with	4	(Direct Examination continues by Mr. Gideon:)
		on his right side.	5	Q The question, I wouldn't be surprised if
6		Arm and leg?	_	/ou've forgotten what I asked you. His pattern of speech,
7		And dizziness, yes.		his tone, his articulation that we've seen today, how is
8		The first experience you had was the trip art in Lebanon. He described two other episodes		t different than it was during the middle of the event at
				Nal-Mart? Compare them for me.
		e saw Dr. Efobi. Were you there with him on those	10	A He had his normal voice back then, I mean,
		episodes?		and the episode only lasted a second.
12	A		12	Q But you told me he had difficulty speaking
13	Q	You weren't there on either one?		during that episode.
14	A	No.	14	A But he didn't actually speak. He just
15		So in terms of what you actually saw, you'd		didn't speak. He was like trying to get something out to
		episode before he went to see Dr. Efobi?		me and then he stopped and then
17		Yes.	17	Q I see. He wasn't able to express anything
18		You were not working in December of 2015,	18	
	were you		19	A Right.
20	A	No.	20	Q - to you at all? Okay.
21	Q	You could have gone with him to Dr. Efobi's	21	Now, when is the last time that you have seen
	office?	Valle		him unable to express words to you at all?
23	A	Yeah.	23	A Today.
24	Q	Was there a reason why you didn't go?	24	Q Today. Did he have a period of expressive
25	Α	No.	25	aphasia today where he couldn't talk?
		Page 26		Page 28
1		All right. Now, when he was in the	1	A He can talk, but he kind of hesitates. He
		with you and had that episode, did he have		can't gets things out.
3	difficulty s		3	Q How frequently does that happen?
4		Yes, for a second. Yes.	4	A All the time.
5		How was that demonstrated? How did you	5	Q Would you say 15 times a day, 20 times a
6		had some difficulty speaking?		day?
7		He was trying to talk to me and he couldn't	7	A Yeah. At least 15 or 20 times a day.
	get nothin	•	8	Q And how long has that been the case?
9	Q	Was his speech then like it is now?	9	A Since the stroke.
10	Α	No.	10	Q But it was also true before the stroke,
11	Q	How is it different?	11	wasn't it?
12	Α	His whole voice and everything was	12	A No.
13	different.		13	Q We just talked about one episode at
14	Q	Well, during the middle of this event at	14	Wal-Mart, right?
15		, how was his speech different than what we saw	15	A The episode at Wal-Mart
16		•	16	Q The two other episodes you didn't watch?
17	MF	R. RUFFINO: Don't know.	17	A I wasn't there for. The episode at
18		R. CUMMINGS: Mr. Ruffino, if you can't be		Wal-Mart, he didn't really speak; he just couldn't get
19	quiet, you	u can't be in the room.		anything out.
20		R. RUFFINO: Okay.	20	Q Did you know that your husband, who was the
21	MF	R. CUMMINGS: Okay? And these gentlemen are	21	only patient with Dr. Efobi on the 14th, told her he was
22	nice enou	ugh to not have said that until now, so you either	22	unable to speak with all of the episodes? Did you know
23	need to n	nake the commitment to stay seated or to sit in a	23	that?
24	different	room. Okay? It's the rules for everybody else.	24	A No.
25	It's not sp	pecial for you. Okay?	25	Q Have you ever looked at Dr. Efobi's

	29-32
Page 29	Page 31 1 LPN or RN or nurse's tech?
2 A I believe I have some of them, yeah.	2 A A nurse's aide.
3 Q Do you recall looking at Dr. Efobi's	
	,
4 records and seeing where your husband reported to her that	4 training in the state?
5 he had numbness and weakness in his extremities, had	5 A Yeah. Not in this state, no.
6 tingling and was also having memory loss? Did you see	6 Q Michigan?
7 that when you looked at the record?	7 A Michigan.
8 A Yes.	8 Q Okay. Then you have some idea what a
9 Q Do you know of any reason why she would	9 seizure is, don't you?
10 record memory loss before the stroke if it wasn't true?	10 A Yeah.
11 A I don't no, I don't know.	11 Q Had you ever seen your husband have a
12 Q Did you see where she recorded that your	12 seizure?
13 husband had episodes of depression, anxiety, and panic	13 A No.
14 attacks before the stroke? Did you see that?	14 Q Has he had a seizure since his stroke?
15 A No.	15 A Yes.
16 Q Had your husband had episodes of depression	16 Q How many times?
17 before his stroke?	17 A Four or five.
18 A Not to my knowledge.	18 Q And what do they look like when he's having
19 Q Anxiety before his stroke?	19 a seizure?
20 A No.	20 A He just shakes and goes, like, kind of
21 Q Panic attacks?	21 unconscious. If he's standing, he falls.
22 A No.	22 Q Okay. Have you seen any correlation
23 Q Had he had episodes of back pain and joint	23 between him shaking and falling with his blood pressures?
24 pain before his stroke?	24 A No.
25 A No.	25 Q Does he keep a blood pressure chart?
B 00	B 00
Page 30 1 Q That's also in the records. Did you see	Page 32 1 A Not anymore, but we did.
2 that? No?	2 Q When? When did you keep the blood pressure
3	3 chart?
3 A No. 4 O Did you go with him when he went to	3 chart? 4 A When the doctor asked us to
4 Q Did you go with him when he went to	4 A When the doctor asked us to.
4 Q Did you go with him when he went to 5 University Medical Center to have the MRI and the MRA of	4 A When the doctor asked us to. 5 Q Which doctor asked you, when?
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4 Q Did you go with him when he went to 5 University Medical Center to have the MRI and the MRA of 6 his brain? 7 A No. 8 Q Do you happen to have - even if it's 9 secondhand from him - what the reason was for those tests? 10 A Because he was having the spells or 11 whatever. 12 Q Your husband told us that Dr. Efobi made a 13 diagnosis of seizures. Do you recall that - 14 A Yes. 15 Q - testimony? Was that testimony accurate 16 or inaccurate? 17 A I would say inaccurate. 18 Q Do you know why Dr. Efobi recorded a 19 diagnosis of seizures in your husband's case even before 20 his stroke? 21 A No. 22 Q Do you know why she prescribed Neurontin 23 for him?	4 A When the doctor asked us to. 5 Q Which doctor asked you, when? 6 A Dr. Olivier, his heart doctor. 7 Q Okay. But Dr. Olivier didn't start seeing 8 your husband until October of 2016, correct? 9 A Uh-huh. Correct. 10 Q Before that time did anybody ask your 11 husband to keep a blood pressure chart? 12 A Not to my knowledge. 13 Q How long has your husband had a challenge 14 with high blood pressure? 15 A I don't know. 16 Q When your husband was sent to Dr. Efobi, 17 was it on a referral from a Dr. Luck, L-u-c-k? 18 A Yeah. 19 Q Had you ever been to see Dr. Luck? 20 A Yes. 21 Q Where did Dr. Luck practice? 22 A In Lebanon, Tennessee. 23 Q Was it at the Neighborhood Health Clinic
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	33–36
Page 33	Page 35
1 Q Did he abandon that office or close it?	
2 A He closed it, yes.	2 Q Did he tell you he had difficulty
3 Q And where did he move to?	3 swallowing?
4 A Knoxville.	4 A No.
5 Q Your husband told me under oath initially	5 Q Did he tell you that he had fatigue, just
6 that he looked up Dr. Efobi and picked her as a	6 really tired after the event would occur?
7 neurologist. That's not true either, is it?	7 A No.
8 A No.	8 Q Did he tell you he had headaches?
9 Q In fact, Dr. Luck sent your husband to see	9 A A headache.
10 Dr. Efobi?	10 Q Did he tell you that Dr. Efobi leaned on
11 A Yeah.	11 him hard to stop smoking?
12 Q That's the truth?	12 A No.
13 A Yes.	13 Q Did he explain to you why she prescribed
14 Q What problems, if any that you know of, did	14 Neurontin for him?
15 your husband go see Dr. Luck about that led Dr. Luck to	15 A No.
16 send your husband to Dr. Efobi?	16 Q Okay. What medications was he on in
17 A Having spells of getting dizzy and	17 February of 2017 before his stroke occurred? What did he
18 weakness.	18 take on a regular basis?
19 Q Okay. On any of these spells before the	19 MR. CARTER: 2016.
20 stroke did your husband tilt over and fall?	20 Q Excuse me. I said something wrong.
21 A No.	21 February of 2016, what medications was he on before he had
22 Q He continued driving?	22 his stroke?
23 A Yes.	23 A He was on I believe it's called Lisinopril
Q Now, he went back to see Dr. Efobi February	24 for his blood pressure.
25 11, 2016. Did you go for that visit?	25 Q Yes.
Page 34	Page 36
1 A No.	1 A And he was on something for cholesterol. I
0 14/1 10	
2 Q Why not?	2 don't know the name of it.
3 A He was working and he went inbetween his	2 don't know the name of it.3 Q A statin?
,	
3 A He was working and he went inbetween his	3 Q A statin?
3 A He was working and he went inbetween his 4 runs.	3 Q A statin?4 A Possibly. I'm not sure of the name.
3 A He was working and he went inbetween his 4 runs. 5 Q Well, the notes there on that visit reflect	 Q A statin? A Possibly. I'm not sure of the name. Q Okay. Anything else?
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3 A He was working and he went inbetween his 4 runs. 5 Q Well, the notes there on that visit reflect 6 that he had another TIA-like spell and he was worried. Do 7 you remember him being concerned?	 Q A statin? A Possibly. I'm not sure of the name. Q Okay. Anything else? A No. Q Did he take a baby aspirin each morning?
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A He was working and he went inbetween his 4 runs. Q Well, the notes there on that visit reflect 6 that he had another TIA-like spell and he was worried. Do 7 you remember him being concerned? A Yeah. Q Where was that other TIA-like spell and what had happened? A I'm not sure. I was not with him. Q I'm sorry, ma'am? A I'm not sure. I wasn't with him. Q Do you know how close it was to the time that he saw Dr. Efobi? A No. Q Okay. Do you know or did he report to you that he had numbness in his right arm and difficulty swallowing followed by fatigue and headaches after that last event, the last spell before he went to see Dr. Efobi again?	3 Q A statin? 4 A Possibly. I'm not sure of the name. 5 Q Okay. Anything else? 6 A No. 7 Q Did he take a baby aspirin each morning? 8 A He may have. 9 Q You're not sure if he did? 10 A I'm not sure. 11 Q Did he take one at night? 12 A No. 13 Q Did you take baby aspirin? 14 A No. 15 Q What was his work schedule? 16 A He worked six days a week. 17 Q From when until when? 18 A From like 6:00 in the morning until usually 19 6:00 or 7:00 at night. 20 Q Okay. In that same time frame were you 21 working at all? 22 A No. 23 Q Okay. Let's take a look at the phone
A He was working and he went inbetween his truns. Q Well, the notes there on that visit reflect that he had another TIA-like spell and he was worried. Do you remember him being concerned? A Yeah. Q Where was that other TIA-like spell and what had happened? A I'm not sure. I was not with him. Q I'm sorry, ma'am? A I'm not sure. I wasn't with him. A I'm not sure. I wasn't with him. A I'm not sure. I wasn't with him. A I'm sorry, ma'am? A I'm so	3 Q A statin? 4 A Possibly. I'm not sure of the name. 5 Q Okay. Anything else? 6 A No. 7 Q Did he take a baby aspirin each morning? 8 A He may have. 9 Q You're not sure if he did? 10 A I'm not sure. 11 Q Did he take one at night? 12 A No. 13 Q Did you take baby aspirin? 14 A No. 15 Q What was his work schedule? 16 A He worked six days a week. 17 Q From when until when? 18 A From like 6:00 in the morning until usually 19 6:00 or 7:00 at night. 20 Q Okay. In that same time frame were you 21 working at all? 22 A No.

1 by the way. Ms. Ruffinor, the one that I handed to you thant 2 has your mather on it, do you have that in front of you? 3 A Yeah. 4 Q Your number is 248-762-5356, cored? 5 A Yes. 5 MR. GIDEON. Maam, we will make that sheet 7 that's in front of her Exhibit 1 to her deposition. 9 for a minute? 10 (DOCUMENT MARKED AS EXHIBIT 1 FOR IDENTIFICATION 11 AND IS ATTACHED HERETO). 11 A My Is ATTACHED HERETO). 12 Q And you have your husband's in front of you 13 boo? 14 A My husband's what? This? 15 Q The phone record. The Exhibit 1 from his 16 deposition you got in front of you too? 17 A I guess so, yous. 18 Q Get yours open in front of you. You with 19 me? 20 A Im trying to read here. 21 Q Okay. If you will locate your Exhibit 1, 1 22 think I'm reading it correctly, your first phone call is 23 an incorning call at \$5.8 a.m. from 248-770-1584. Isn't 24 hat correct? 25 A I believe so. Page 38 Q Correct? 3 A I'm not sure. Can what I'm looking at 4 here? 5 Q He can show it to you. If you read across 6 the sheet, it says 21/17, 8:58A, shows the number 7 248-770-1584. Say not looking at the right line. Can I point her to the 10 right line? 11 MR. GIDEON: Sure. Yeah. 12 MR. CUMMINGS: Stay right there. 13 MR. GIDEON: Stay right there. 14 MR. GIDEON: Yeah. 15 MR. CUMMINGS: Stay right there. 16 highlight the wrong one? 17 MR. GIDEON: Yeah. 18 MR. CUMMINGS: Stay right there. 19 MR. GIDEON: Yeah. 20 In corning call to you from your husband for 21 fe minutes? 21 Q Now you see where I am, Ms. Ruffino? 22 at 8:58, do you? 23 A Okay. 24 Q Now you see where I am, Ms. Ruffino? 25 A Okay. 26 A Okay. 27 A Okay. 28 A Yeas. 29 A Yean. 29 Q You talked for 16 minutes, didn't you to ide to the other of the line. Did you at 8:58? 8 A Yes. 9 Q Vou talked for 16 minutes, didn't you for the own of the own of the own of the own of the initially call you and say. "I want you to ide to swhot so the other end of the line. Did you for the own of the o	37–40	37		RUFFINO vs ARCHER
2 has your number on it, do you have that in front of you? 3 A Yeah. 4 Q Your number is 248-762-5556, correct? 5 A Yes. 6 MR. GIDEON: Ma'am, we will make that sheet 7 A Yes. 7 Would you hand that to the court reporter just 8 Would you hand that to the court reporter just 9 Q You talked for 16 minutes, didn't you 10 (DOCUMENT MARKED AS EXHIBIT 1 FOR IDENTIFICATION) 11 AND IS ATTACHED HERETO.) 12 Q And you have your husband's in front of you 13 too? 14 A My husband's what? This? 15 Q The phone record. The Exhibit 1 from his 16 deposition you got in front of you too? 17 A I guess so, yes. 8 Q Get yours open in front of you. You with 19 me? 20 A I'm trying to read here. 21 Q Okay. If you will locate your Exhibit 1, I 22 think I'm reading it correctly, your first phone call is 23 an incoming call at 8:58 a.m. from 248-770-1584. Isn't 24 that correct? 25 A I believe so. Page 38 1 Q All right. And it's 16 minutes long, 2 correct? 2 A I'm not sure. Can what I'm looking at 4 here? 5 Q He can show it to you. If you read across 6 the sheet, it says 2/17, 8:58A, shows the number 7 248-770-1584. Go across. It says 8 MR. CUMMINGS: CJ, I can already tell she's 9 Q You don't know whether he was normal or 10 right line? 11 MR. GIDEON: Yeah. 12 MR. GIDEON: Highlight it for her if you want 14 to. 15 MR. CUMMINGS: Stay right there. 16 highlight the wrong one? 17 MR. GIDEON: Highlight it for her if you want 18 MR. CUMMINGS: Got it. I'm going to go all the 19 way across. 20 (Direct Examination continues by Mr. Gideon, before I 19 may across. 21 Q Now you see where I am, Ms. Ruffino? 22 A Q Now you see where I am, Ms. Ruffino? 24 Q Now you see where I am, Ms. Ruffino? 25 A Okay. 26 Q Now you see where I am, Ms. Ruffino? 27 A No. 28 A Okay. 29 Q Now At 8:58, what did he tell you or seed across of the sheet in the right line. 29 Q Now you see where I am, Ms. Ruffino? 20 Q Now you see where I am, Ms. Ruffino? 21 G And you don't know if he was normal or 22 at 8:556, do you? 23 A Okay. 24 Q Now you see where I am, Ms. Ruffino? 25	Page 39		Page 37	1 by the way Ms. Ruffing the one that I handed to you th
3 See that at 8.58 it also shows a 16-minute call to 4 Q Your number is 248-762-5356, correct? 5 A Yes. 6 MR. GIDEON: Marian, we will make that sheet. 7 I that's in front of her Exhibit 1 to her deposition. 8 Would you hand that to her deposition. 9 for a minute? 10 (DOCUMENT MARKED AS EXHIBIT 1 FOR IDENTIFICATION) 11 AND IS ATTACHED HERETO.) 12 O And you have your husband's in front of you 13 loo? 14 A My husband's what? This? 15 Q The phone record. The Exhibit 1 from his 16 deposition you got in front of you to? 17 A I guess so, yes. 18 Q Get yours open in front of you. You with 19 me? 10 A I'm trying to read here. 11 Q Okay. If you will locate your Exhibit 1.1 12 think I'm reading it correctly, your first phone call is 23 an incoming call at 8:58 a.m. from 248-770-1584. Isn't 24 that correct? 25 A I believe so. Page 38 1 Q All right. And it's 16 minutes long, 2 correct? 3 A I'm not sure. Can what I'm looking at 4 here? 5 Q He can show it to you. If you read across 6 the sheet, it says 2/17, 8:58A, shows the number 7 248-770-1584. Go across. It says 17 MR. GIDEON: Sure. Yeah. 19 MR. CUMMINGS: CSLJ, I can already tell she's 9 Q So you have no idea how he was that no 10 right line? 11 MR. GIDEON: Highlight it for her if you want 14 to. 12 MR. CUMMINGS: Stay right there. 13 MR. GIDEON: Highlight it for her if you want 14 to. 14 MR. GIDEON: Yeah. 15 MR. CUMMINGS: Stay right there. 16 highlight the wrong one? 17 MR. GIDEON: Yeah. 18 MR. CUMMINGS: Stay fight there. 19 MR. GIDEON: Yeah. 20 Incoming call to you from your husband for 19 way across. 21 Q Incoming call to you from your husband for 21 G minutes? 22 A Oyu don't know if he was normal or not 19 way across. 23 A Okay. 24 Q Now you see where I am, Ms. Ruffino? 24 Q Now you see where I am, Ms. Ruffino? 25 A Okay. 26 Q Now you see where I am, Ms. Ruffino? 27 A No. 28 A Okay. 29 A Okay. At 8:58, what did he tell you or seed and not to a continue so your search and the seed and not to see a continue so your search and the search and the search and the sear				
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25 A Yes. 25 to you before he passed the phone off to somebo	-	to you before he passed the phone off to somebody	,	•
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RUFFINO VS ARCHER	41–44
Page 41	Page 43
1 A He said there was something wrong and he	1 thought they would have brought him to one closer to us.
2 was going to the hospital, and he handed the phone to 3 them.	2 And they said they had to take him to the hospital closest3 to them.
4 Q You heard him say this morning under oath	4 Q My question was, did you give them any
5 that initially the Smyrna Police came to the location and	5 instructions about where you wanted him to go?
6 were with him and that they called Rutherford EMS,	6 A No.
7 correct?	7 Q Did you have a preference as to any
8 A Yes.	8 particular hospital?
9 Q When you talked to the people on the phone,	9 A No.
10 were you talking to Smyrna Police or were you talking to	10 Q Had you ever been admitted to a hospital
11 Rutherford EMS?	11 yourself since you'd moved to Tennessee?
12 A EMS.	12 A Yes.
13 Q You sure about that? I want to know if	13 Q Which one?
14 you're sure of that.	14 A The one in Lebanon.
15 A I'm sure I talked to EMS.	
16 Q At 8:58, is the question. 17 A I believe so.	16 A Yeah.
	17 Q And what was the nature of the admission
18 Q You think you might be wrong, that you were	18 there?
19 actually talking to the police for 16 minutes?	19 A I had a gallbladder taken out.
20 A That's a possibility, but I talked to a	20 Q Elective surgery?
21 lady and she said they were taking him to the hospital.	21 A Uh-huh.
22 Maybe it was a police officer. I'm not quite sure.	22 Q Yes?
23 Q Look up here. This is from Page 55 of the	23 A Yes.
24 StoneCrest records. See up here in the left-hand corner?	Q Is that the only admission you had there?
25 A Uh-huh.	25 A Yes.
Page 42	Page 44
Page 42 1 Q You can see the times recorded by	Page 44 1 Q Did you think the care there was
1 Q You can see the times recorded by	1 Q Did you think the care there was
Q You can see the times recorded by Rutherford EMS; the time they got a call, the time they	1 Q Did you think the care there was 2 acceptable?
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	,, , ,,,,	VS ARCHER			45–48
	01 0	Page 45	_		Page 47
	StoneCres				p what time was that?
2		No.	2		About 7:30.
3		Did you know anything about the hospital's	3	Q	From 7:30 until 11:59. That's the morning.
		take care of somebody with a stroke?			e are you certainly there?
5		No.	5	Α	
6		Did you know whether they accepted your	6		Your husband wasn't there when you arrived?
		insurance or not?	7	Α	I said I don't remember the time. It was
8	Α	No.			rning, but I don't remember the exact time.
9		Okay. Had you ever seen any advertising	9	Q	Let me make it very clear so that you and I
10	from HCA	Health Services of Tennessee, Inc. regarding	10		nunicating. Can you tell me when you arrived at
11	StoneCre	st or any other hospital?	11	StoneCre	est? Between the time you woke up at 7:30 and the
12	Α	No.	12	end of th	e morning at 11:59, can you tell me when it was?
13	Q	Okay. What else did you talk about for 16	13	Α	Not exactly, no.
14	minutes?	That's a lot of time.	14	Q	Was your husband at StoneCrest when you
15	Α	What I remember is them trying to tell me	15	arrived?	
16	where to	go. I was trying to write it down.	16	Α	Yes.
17	Q	Okay. Were you at home?	17	Q	Where was he?
18	Α	Yes.	18	Α	He was in the emergency unit.
19	Q	Did you all have internet service at home?	19	Q	Well, was there a room or was he
20	Α	Yes.	20	Α	He was in a little tiny room.
21	Q	Were you able to look up StoneCrest Medical	21	Q	Tiny room. Was there a number by the room?
22	Center or	the internet and then do the map function to get	22	Α	There could have been. I don't remember
23	directions	how to get there?	23	it.	
24	Α	I probably could have, yes.	24	Q	If you looked at the StoneCrest records and
25	Q	Did you?	25	you reme	ember looking at these Rutherford County EMS
		D 40			D 10
1	Α	Page 46	١.		Page 48
		INO.	1 1	records.	vour husband did not get to StoneCrest until
2		No. All right. What time did you leave to go			your husband did not get to StoneCrest until 9:48 and 9:52. Okay? So you know you weren't
2	Q	All right. What time did you leave to go	2	between	9:48 and 9:52. Okay? So you know you weren't
3	Q to the hos	All right. What time did you leave to go spital?	2	between there the	9:48 and 9:52. Okay? So you know you weren't n, right?
3 4	Q to the hos	All right. What time did you leave to go spital? I do not remember.	2 3 4	between there the A	9:48 and 9:52. Okay? So you know you weren't n, right?
3 4 5	Q to the hos A Q	All right. What time did you leave to go spital? I do not remember. What time did you arrive at the hospital?	2 3 4 5	between there the A Q	9:48 and 9:52. Okay? So you know you weren't n, right? Yeah. By the time you got there he was already in
3 4 5 6	Q to the hos A Q A	All right. What time did you leave to go spital? I do not remember. What time did you arrive at the hospital? I do not know.	2 3 4 5 6	between there the A Q the ER.	9:48 and 9:52. Okay? So you know you weren't n, right? Yeah. By the time you got there he was already in He was in a room, correct?
3 4 5 6 7	Q to the hos A Q A Q	All right. What time did you leave to go spital? I do not remember. What time did you arrive at the hospital? I do not know. What time did you leave the hospital?	2 3 4 5 6 7	between there the A Q the ER.	9:48 and 9:52. Okay? So you know you weren't n, right? Yeah. By the time you got there he was already in He was in a room, correct? He was still in the ER, yes.
3 4 5 6 7 8	Q to the hos A Q A Q A	All right. What time did you leave to go spital? I do not remember. What time did you arrive at the hospital? I do not know. What time did you leave the hospital? I do not know.	2 3 4 5 6 7 8	between there the A Q the ER. A Q	9:48 and 9:52. Okay? So you know you weren't n, right? Yeah. By the time you got there he was already in He was in a room, correct? He was still in the ER, yes. But had he been anywhere else? Had he gone
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3 4 5 6 7 8 9 10	Q to the hose A Q A Q first set f	All right. What time did you leave to go spital? I do not remember. What time did you arrive at the hospital? I do not know. What time did you leave the hospital? I do not know. What time of the morning was it that you not in the emergency room at StoneCrest?	2 3 4 5 6 7 8 9	between there the A Q the ER. A Q for his first	9:48 and 9:52. Okay? So you know you weren't n, right? Yeah. By the time you got there he was already in He was in a room, correct? He was still in the ER, yes. But had he been anywhere else? Had he gone st CT scan? He could've, yes.
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3 4 5 6 7 8 9 10 11 12	Q to the hose A Q A Q first set f A Q	All right. What time did you leave to go spital? I do not remember. What time did you arrive at the hospital? I do not know. What time did you leave the hospital? I do not know. What time of the morning was it that you soot in the emergency room at StoneCrest? I'm not sure what the time was. Can you narrow it down to a half an hour?	2 3 4 5 6 7 8 9 10 11 12	between there the A Q the ER. A Q for his first A Q A	9:48 and 9:52. Okay? So you know you weren't n, right? Yeah. By the time you got there he was already in He was in a room, correct? He was still in the ER, yes. But had he been anywhere else? Had he gone st CT scan? He could've, yes. Had he had his first chest x-ray? Could have.
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3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	to the hose A Q A Q Iunch, or A Q A Q A	All right. What time did you leave to go spital? I do not remember. What time did you arrive at the hospital? I do not know. What time did you leave the hospital? I do not know. What time of the morning was it that you cot in the emergency room at StoneCrest? I'm not sure what the time was. Can you narrow it down to a half an hour? I'm not sure what time it was. Can you tell me you were there before not? Before lunch, yes. How much before lunch? I'm not sure. So you could have gotten there at 11:30? Could've, but didn't.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	between there the A Q the ER. A Q for his fire A Q you see A the time Q you see A Q	9:48 and 9:52. Okay? So you know you weren't n, right? Yeah. By the time you got there he was already in He was in a room, correct? He was still in the ER, yes. But had he been anywhere else? Had he gone st CT scan? He could've, yes. Had he had his first chest x-ray? Could have. The first chest x-ray was at 10:17. Did it occur? He had several tests done. I'm not sure of any of them. The first CT scan was read at 10:29. Did him go to radiology and come back? Yes. All right.
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3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	to the hose A Q A Q Iunch, or A Q A Q what time A was in the	All right. What time did you leave to go spital? I do not remember. What time did you arrive at the hospital? I do not know. What time did you leave the hospital? I do not know. What time of the morning was it that you oot in the emergency room at StoneCrest? I'm not sure what the time was. Can you narrow it down to a half an hour? I'm not sure what time it was. Can you tell me you were there before not? Before lunch, yes. How much before lunch? I'm not sure. So you could have gotten there at 11:30? Could've, but didn't. Well, tell me the did. Did get there at e? I'm not sure exactly what time it was. It e morning, but I don't know the exact time.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	between there the A Q the ER. A Q for his fire A Q you see A the time Q you see A Q went to a	9:48 and 9:52. Okay? So you know you weren't n, right? Yeah. By the time you got there he was already in He was in a room, correct? He was still in the ER, yes. But had he been anywhere else? Had he gone st CT scan? He could've, yes. Had he had his first chest x-ray? Could have. The first chest x-ray was at 10:17. Did it occur? He had several tests done. I'm not sure of any of them. The first CT scan was read at 10:29. Did him go to radiology and come back? Yes. All right. More than once. Did you see the second CT scan, where he radiology and came back, in the afternoon? Yes.
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		J vs ARCHER		49–52
		Page 49	_	Page 51
1		Yeah. I was there, yeah.	1	,
2		All right. What else do you recall		were taking him up for surgery.
	-	bserving? We've got an afternoon CT scan, about	3	3 1 3 3
		e afternoon. Do you recall anything else	4	
	occurring		5	
6	A	Going for tests. For a few.	6	
7	Q	What kinds of tests?	7	. ,
8	A	I'm not sure.	8	
9		Was there a time during the day where you	9	
	A	R and went out to charge your phone in your car?	10	
11	_	No.	11	
12	Q	That never happened?		2 that? For example, "Where is the clot?"
13	A		13	
14	Q	, '		4 was and he said he just said they found it and they're
		n or that late morning?		5 taking him up for surgery, and he was gone.
16 17	A		16	
17	Q	Do you recall ever seeing a person who ed himself as Clark Archer?		7 going to take him up for surgery. And you ask the 8 question, "Well, how bad is it?" And what was the other
19		Yes.		•
	_			9 question you asked?
20 21	Q ^	When? What time of the day was it?	20	•
	A	Afternoon. Early afternoon. What did Clark Archer look like then?		2 And he didn't answer your question; he just 2 left?
22 23	Q A	Kind of tall, thin.	23	
24	Q	How old would you guess he is?	23	, i
25	A	Younger.		5 minute. I've got some questions for you. Would you
20		rounger.	23	.5 minute. The got some questions for you. Would you
1	Q	Page 50 Forties?	4	Page 52
2	Q A	Yeah.		1 please answer the question I just asked?" Did you say 2 anything?
3	Q	Glasses or no glasses?	3	
4	A	I don't recall that.		4 and he was in there trying to tell me they were dismissing
5	Q	Do you remember him having a white coat on?		5 my husband, so I was kind of arguing between both.
6	A	I don't recall that.	6	
7	Q	Or a blue coat or a green coat? Don't	7	g rou were arguing with br.
	ecall?	of a blue coat of a green coat. Bont	'	
0 .	ooun.		R	A Not Dr. Archer. With the -
9	(\M	TNESS NODS NO INDICATING THE NEGATIVE)	8	A Not Dr. Archer. With the - Q With the male nurse?
9 10		TNESS NODS NO INDICATING THE NEGATIVE.) Do you remember seeing anything on his	9	A Not Dr. Archer. With the - With the male nurse? A - nurse saying he's not going nowhere yet.
10	Q	Do you remember seeing anything on his	9 10	A Not Dr. Archer. With the - Q With the male nurse? A - nurse saying he's not going nowhere yet. Q Right. Do you recall the male nurse saying
10	Q identifica	Do you remember seeing anything on his tion badge?	9 10 11	A Not Dr. Archer. With the - With the male nurse? A - nurse saying he's not going nowhere yet.
10 11 i 12	Q identifica	Do you remember seeing anything on his	9 10 11	A Not Dr. Archer. With the - Q With the male nurse? A - nurse saying he's not going nowhere yet. Q Right. Do you recall the male nurse saying whether they were discharging or transferring your husband?
10 11 i	Q identifica (W Q	Do you remember seeing anything on his tion badge? ITNESS NODS NO INDICATING THE NEGATIVE.)	9 10 11 12	A Not Dr. Archer. With the - Q With the male nurse? A - nurse saying he's not going nowhere yet. Q Right. Do you recall the male nurse saying 1 whether they were discharging or transferring your 2 husband? A He said discharging.
10 11 i 12 13	Q identifica (W Q A	Do you remember seeing anything on his tion badge? ITNESS NODS NO INDICATING THE NEGATIVE.) No? No.	9 10 11 12 13	A Not Dr. Archer. With the - Q With the male nurse? A - nurse saying he's not going nowhere yet. Q Right. Do you recall the male nurse saying whether they were discharging or transferring your husband? A He said discharging. Q And you're absolutely certain of that?
10 11 i 12 13 14 15	Q identifica (W Q A Q	Do you remember seeing anything on his tion badge? ITNESS NODS NO INDICATING THE NEGATIVE.) No? No. Okay. How many times did you see Clark	9 10 11 12 13 14	A Not Dr. Archer. With the - Q With the male nurse? A - nurse saying he's not going nowhere yet. Q Right. Do you recall the male nurse saying whether they were discharging or transferring your husband? A He said discharging. A Yes.
10 11 i 12 13 14 15	Q identifica (W Q A Q	Do you remember seeing anything on his tion badge? ITNESS NODS NO INDICATING THE NEGATIVE.) No? No.	9 10 11 12 13 14 15 16	A Not Dr. Archer. With the - Q With the male nurse? A - nurse saying he's not going nowhere yet. Q Right. Do you recall the male nurse saying whether they were discharging or transferring your husband? A He said discharging. Q And you're absolutely certain of that? A Yes. Q You're certain of that as all of the
10 11 12 13 14 15	Q identifica (W Q A Q Archer of	Do you remember seeing anything on his tion badge? ITNESS NODS NO INDICATING THE NEGATIVE.) No? No. Okay. How many times did you see Clark in the 17th of February 2016?	9 10 11 12 13 14 15 16	A Not Dr. Archer. With the - Q With the male nurse? A - nurse saying he's not going nowhere yet. Q Right. Do you recall the male nurse saying whether they were discharging or transferring your husband? A He said discharging. A And you're absolutely certain of that? A Yes. Q You're certain of that as all of the testimony you have given in this case?
10 11 i 12 13 14 15 16 i 17	Q identifica (W Q A Q Archer or A	Do you remember seeing anything on his tion badge? ITNESS NODS NO INDICATING THE NEGATIVE.) No? No. Okay. How many times did you see Clark the 17th of February 2016? Twice.	9 10 11 12 13 14 15 16 17	A Not Dr. Archer. With the - Q With the male nurse? A - nurse saying he's not going nowhere yet. Q Right. Do you recall the male nurse saying whether they were discharging or transferring your husband? A He said discharging. A Q And you're absolutely certain of that? A Yes. Q You're certain of that as all of the testimony you have given in this case? A Yes.
10 11 i 12 13 14 15 16 i 17	Q identifica (W Q A A Q Archer or A Q introduce	Do you remember seeing anything on his tion badge? ITNESS NODS NO INDICATING THE NEGATIVE.) No? No. Okay. How many times did you see Clark the 17th of February 2016? Twice. Tell us about the first visit. Did he	9 10 11 12 13 14 15 16 17 18	A Not Dr. Archer. With the - Q With the male nurse? A - nurse saying he's not going nowhere yet. Q Right. Do you recall the male nurse saying whether they were discharging or transferring your husband? A He said discharging. A Yes. Q You're absolutely certain of that? A Yes. Q You're certain of that as all of the testimony you have given in this case? A Yes. Q Okay. Did you sign a transfer form?
10 11 i 12 13 14 15 16 i 17 18 19 i	Q identifica (W Q A A Q Archer of A Q introduce	Do you remember seeing anything on his tion badge? ITNESS NODS NO INDICATING THE NEGATIVE.) No? No. Okay. How many times did you see Clark the 17th of February 2016? Twice. Tell us about the first visit. Did he shimself to you?	9 10 11 12 13 14 15 16 17 18	A Not Dr. Archer. With the - Q With the male nurse? A - nurse saying he's not going nowhere yet. Q Right. Do you recall the male nurse saying whether they were discharging or transferring your husband? A He said discharging. Q And you're absolutely certain of that? A Yes. Q You're certain of that as all of the testimony you have given in this case? A Yes. Q Okay. Did you sign a transfer form? A I believe so.
10 11 i i 12 13 14 15 16 i 17 18 19 i 20 21	Q identifica (W Q A A Q Archer of A Q introduce	Do you remember seeing anything on his tion badge? ITNESS NODS NO INDICATING THE NEGATIVE.) No? No. Okay. How many times did you see Clark the 17th of February 2016? Twice. Tell us about the first visit. Did he himself to you? Yes. Were you in the room, the small room with	9 10 11 12 13 14 15 16 17 18 19 20 21	A Not Dr. Archer. With the - Q With the male nurse? A - nurse saying he's not going nowhere yet. Q Right. Do you recall the male nurse saying whether they were discharging or transferring your husband? A He said discharging. Q And you're absolutely certain of that? A Yes. Q You're certain of that as all of the testimony you have given in this case? A Yes. Q Okay. Did you sign a transfer form? A I believe so.
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10 11 i 12 13 14 15 16 A 17 18 19 i 20 21 22 1	Q identifica (W Q A Q Archer or A Q introduce A Q your husi	Do you remember seeing anything on his tion badge? ITNESS NODS NO INDICATING THE NEGATIVE.) No? No. Okay. How many times did you see Clark the 17th of February 2016? Twice. Tell us about the first visit. Did he himself to you? Yes. Were you in the room, the small room with band?	9 10 11 12 13 14 15 16 17 18 19 20 21 22	A Not Dr. Archer. With the - Q With the male nurse? A - nurse saying he's not going nowhere yet. Q Right. Do you recall the male nurse saying whether they were discharging or transferring your husband? A He said discharging. A Q And you're absolutely certain of that? A Yes. Q You're certain of that as all of the testimony you have given in this case? A Yes. Q Okay. Did you sign a transfer form? A I believe so. Q Did you sign a transfer form that permitted the transfer of your husband to Centennial Medical Center? A I believe so.

RUFFINO vs ARCHER	53–56
Page 53	Page 55
1 Q Before or after this discussion with a	1 A The evening of 2017. February 17,
2 nurse about discharge?	2 two-thousand
3 A I believe after.	3 Q That night you started making notes?
4 Q You said you saw Dr. Archer a second time.	4 A Yes.
5 First time he told you they found a clot. They were going	5 Q Where are all those notes?
6 going to take him to surgery -	6 A I have them at home.
7 A Uh-huh.	7 Q Okay. Did you later take the notes and put
8 Q - at StoneCrest. Second time you saw Dr.	8 them together in this two and a quarter page summary?
9 Archer was how much time later?	9 A Yeah.
10 A Few hours.	10 Q Okay. Did you tell your lawyers that you
11 Q Several hours. What did he say to you?	11 had all these original notes at home?
12 A I asked him how come he wasn't gone to	12 A Yeah.
13 surgery. He just said that they were going to send him	13 Q Okay. Let's take an inventory. How many
14 over to Centennial Hospital where they could take care of	14 original notes are there? How many pages?
15 him better.	15 A I don't know.
16 Q All right. About what	16 Q Estimate it for me so that we can have some
17 A That there was nothing they could do there.	17 idea of how burdensome it would be to get them together.
18 Q About what time of the day was that	18 A Ten.
19 conversation?	19 Q Ten or fifteen maybe?
20 A I'm not sure what time it was.	20 A Maybe.
21 Q Did you ask Dr. Archer any questions?	21 Q Have you lost or altered any of those 10 or
22 A I asked him why did he tell me that they	22 15 pages?
23 were taking him for surgery and then not doing it. And he	23 A No.
24 said that they were unable to do that type of surgery	Q Have you added to them at all since the
25 there and they were going to send him over to Centennial	25 night of February 17? Filled them in?
Page 54	Page 56
1 where they have a neuro unit there or something and he'd	1 A I don't know.
2 get better care. That's what he told me.	2 Q Well, the question's very direct and I want
3 Q Okay. Any other questions by you?	3 a direct answer. At any time since February 17, 2016,
4 A No.	4 have you filled in any of those notes or completed any of
5 Q Any questions by your husband? 6 A No.	5 the thoughts on those notes? 6 A Yes.
7 Q Is this the point in time where you and/or 8 your husband sign the transfer form?	3
9 A I'm not sure. I don't believe so. I'm not	
10 sure what time I signed a transfer form.	9 on when I was sitting at Centennial, and then I just 10 rewrote them basically so you could read it.
11 Q After this second conversation with Clark	11 Q When? The question is, when did you start
12 Archer, how much time was it before your husband was	12 filling them in, adding to them, and rewriting them? When
13 actually moved to an ambulance and taken to Centennial?	13 did that occur?
14 A Hours later.	14 A At the hospital.
15 Q How many?	15 Q When? There were two admissions to
16 A I'm not sure.	16 Centennial, ma'am. One on February 17 to February 26.
17 Q Okay. Now, did you make any notes of what	17 Another one
18 was going on while you were at StoneCrest?	18 A February 17th.
19 A While I was at Centennial.	19 Q All the rewrites occurred the same day, the
20 Q I didn't ask you about Centennial. I asked	20 17th of February 2016?
21 you, did you make any notes while things were going on	21 A I believe so, yes.
22 while you were at StoneCrest?	22 Q And all the ink's the same ink from the
23 A No.	23 same pen?
24 Q When did you start making notes at	24 A I would believe so.
25 Centennial? What day was it?	25 Q Would you be surprised and absolutely
1	,,,

57–60
Page 59 1 MR. GIDEON: This will be Exhibit 4 then.
2 (DOCUMENT MARKED AS EXHIBIT 4 FOR IDENTIFICATION 3 AND IS ATTACHED HERETO.)
4 Q The one that's in front of you that's a
5 copy of this sheet you prepared begins by saying, "Sitting
6 at StoneCrest Hospital with my husband." That's not
7 truthful, is it? This wasn't written at StoneCrest?
8 A This is what I wrote off my notes because
9 that's where I started writing, was at StoneCrest.
10 Q This document you just told me you wrote at
11 Centennial on the evening of February 17. Is that true or
12 not?
13 A That's when I rewrote this here one, off 14 notes.
15 Q Okay. So this here one was rewritten at
16 Centennial, correct? 17 A Correct.
18 Q So the first statement in this document,
19 "sitting at StoneCrest Hospital with my husband" is not
20 accurate, is it?
21 A Off my notes, it was. 22 Q Was this document written at StoneCrest
23 Hospital? 24 A Not this exact one, but it was on my notes
24 A Not this exact one, but it was on my notes 25 when I first started.
23 when this stated.
Page 60
1 Q I'm not asking you about your notes now.
2 I'm asking you
A Okay. This was at StoneCrest Centennial.
5 Q Exhibit 4 was written at Centennial? 6 A Yes.
7 Q It was not written at StoneCrest?
8 A Correct.
9 Q First sentence in this document is not
10 accurate, correct?
11 A Correct.
12 Q Now, how about this: Who told you that "He
13 picked up an order from Home Depot in Smyrna. After he
14 left one of the workers from Home Depo called my husband's
15 boss Gordon Lee."? Who gave you that information?
16 A My husband.
17 Q Okay. "And said something was wrong with
18 John. So Gordon called my husband and told him to pull
19 over." Who was the source of that information?
20 A John.
21 Q John, your husband?
22 A Yes.
1/3 U GORDON CARRED THE DOLLCE AND THEY CARRO
23 Q "Gordon called the police and they called 24 FMS as soon as they seen my husband." Your husband was
24 EMS as soon as they seen my husband." Your husband was 25 the source of that?

IVOLLINO ANOLIEN	01-04
Page 61	Page 63 1 time and told me they didn't find nothing and they were
2 Q We know today that's not accurate, isn't	2 going to discharge him.
3 it? You know that after looking at the EMS records,	3 Q Why didn't you put down the time you got to
4 correct? You know the first people you talked to - you	4 the hospital?
5 talked to - were actually the police for 16 minutes,	5 A I'm unsure of the time.
	6 Q Two-thirds down it says, "When I arrived at
6 correct? Correct?	
7 A Yeah.	7 the hospital my husband looked bad." Why didn't you put
8 Q You don't mention anything about the police	8 down the time?
9 calling you in this note, do you?	9 A I wasn't thinking about putting down I
10 A No.	10 don't know.
11 Q You say, "My husband had EMS call me to	11 Q How was he very confused when you arrived?
12 tell me where they were taking him." But you told me that	12 What was he doing that led you to think he was confused?
13 that call occurred in the first phone call; and that was	A Because he was trying to talk to me and he
14 from the police, wasn't it? Yes?	14 made no sense.
15 A I don't know if that was from the police or	15 Q Was he not able to speak or were his words
16 the EMS.	16 garbled? Was he using the wrong words? What was the
17 Q Well, we've already established EMS hadn't	17 explanation?
18 even been called at the time of the phone	18 A Wrong words and he was just not making
19 A Okay. Then it was from the police.	19 sense at all in what he was saying.
20 Q You missed that significant detail that	20 Q Give me an example. Put me there as best
21 night, didn't you?	21 you can of what he was articulating that made no sense.
22 A I guess I did.	A He was telling me he's at work when he's in
23 Q Okay. Have you looked at this two and a	23 the hospital, and he just did not know what was going on.
24 half, two and a quarter page document to find any other	24 Q Were you able to understand what he said
25 inaccuracies? Before we got here today did you look at it	25 even though it didn't make sense?
Page 62	Page 64
Page 62 1 to see if it was inaccurate in other ways?	Page 64 1 A No. Not all of it, no.
Page 62 1 to see if it was inaccurate in other ways? 2 A No.	1 A No. Not all of it, no.
1 to see if it was inaccurate in other ways?	1 A No. Not all of it, no. 2 Q What was it that you were able to
 1 to see if it was inaccurate in other ways? 2 A No. 3 Q Okay. Let's look at the last line on the 	1 A No. Not all of it, no.
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	IFFINO VS ARCHER		65-66
1	Page 65 Q Did they walk you, escort you to the room?	1	Page 67 Q Was he laying on a gurney or a bed or was
2	A Yeah.		he seated on an exam table?
3	Q Can you remember where the room was in	3	A He was on a bed, table, whatever you want
	relationship to the nurse's station?		to call it.
5	A No. I do not remember that.	5	Q Was he covered with a blanket?
6	Q Okay. Did you have to wait in the waiting	6	
	room for a while before someone would let you back into	7	A With a sheet, yes.Q Were you able to see him moving his left or
	the treatment area?		-
9	A No.		right leg?
10	Q Did you have to show any kind of ID to get	9	A He wasn't moving at all then.
	back in the treatment area?	10	Q Question was whether you were able to see his legs -
12	A No.	12	_
13	Q None? You just walked right in?	13	•
14	A Uh-huh.	14	
15	Q Really? Okay.	15	
16	What was the person like? What did he or she	_	
	look like who acknowledged your presence and took you to		his left or right leg, whether he was moving his left or
	John Ruffino's room?	17	right leg? A Correct.
19	A Nobody actually took me to his room. They	19	
	buzzed a button to let me in the back and told me what	20	
	number to go to.	21	
22	Q All right. When you got there did your		Q Okay. Did you ask him if he could move his left or right leg?
	husband already have an IV line in place?	23	
24	A Yes.	24	
25	Q Which arm?		having a stroke previously?
20	Q WINGH AITH:	23	riaving a stroke previously:
1	Page 66 A I don't remember.	1	Page 68 A No.
2	Q Was it both arms or just one?	2	Q All right. You worked at an assisted
3	A One.		living facility up in Michigan for a period of time?
4	Q Okay. And you don't remember which side?	4	A Uh-huh.
5	A No, I don't.	5	Q Were you in the financial side or were you
6	Q Was he gowned?		in the healthcare side of that business?
7	A Yes.	7	A Both.
8	Q Did you ask him, "What have they done for	8	Q Surely there were some people in the
	you so far"?	-	
		U	assisted living facility that had strokes?
10	A I didn't, no.	10	assisted living facility that had strokes? A Yeah
10 11	A I didn't, no. Q You just tell me what you asked him. Just	10 11	A Yeah.
11	Q You just tell me what you asked him. Just	11	A Yeah. Q So you had some idea -
11 12	Q You just tell me what you asked him. Just share with us as you got in the room what you asked.	11 12	A Yeah. Q So you had some idea - A Yes.
11 12 13	Q You just tell me what you asked him. Just share with us as you got in the room what you asked. A I don't even remember what I asked him when	11 12 13	A Yeah.Q So you had some idea -A Yes.Q - how strokes generally will affect one
11 12 13 14	Q You just tell me what you asked him. Just share with us as you got in the room what you asked. A I don't even remember what I asked him when I first got in the room.	11 12 13 14	A Yeah. Q So you had some idea - A Yes. Q - how strokes generally will affect one side versus the other?
11 12 13 14 15	Q You just tell me what you asked him. Just share with us as you got in the room what you asked. A I don't even remember what I asked him when I first got in the room. Q Well, let's say after two minutes, three	11 12 13 14 15	A Yeah. Q So you had some idea - A Yes. Q - how strokes generally will affect one side versus the other? A Yes.
11 12 13 14 15	Q You just tell me what you asked him. Just share with us as you got in the room what you asked. A I don't even remember what I asked him when I first got in the room. Q Well, let's say after two minutes, three minutes, four, what did you ask?	11 12 13 14	A Yeah. Q So you had some idea - A Yes. Q - how strokes generally will affect one side versus the other? A Yes. Q Those kind of things?
11 12 13 14 15 16 17	Q You just tell me what you asked him. Just share with us as you got in the room what you asked. A I don't even remember what I asked him when I first got in the room. Q Well, let's say after two minutes, three minutes, four, what did you ask? A I remember asking him if he's okay and	11 12 13 14 15 16 17	A Yeah. Q So you had some idea - A Yes. Q - how strokes generally will affect one side versus the other? A Yes. Q Those kind of things? Taking your limited experience at an assisted
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11 12 13 14 15 16 17 18 19	Q You just tell me what you asked him. Just share with us as you got in the room what you asked. A I don't even remember what I asked him when I first got in the room. Q Well, let's say after two minutes, three minutes, four, what did you ask? A I remember asking him if he's okay and what's going on. Q And his response was what?	11 12 13 14 15 16 17 18 19	A Yeah. Q So you had some idea - A Yes. Q - how strokes generally will affect one side versus the other? A Yes. Q Those kind of things? Taking your limited experience at an assisted living facility, what did you know about strokes? Coming up zero?
11 12 13 14 15 16 17 18 19 20	Q You just tell me what you asked him. Just share with us as you got in the room what you asked. A I don't even remember what I asked him when I first got in the room. Q Well, let's say after two minutes, three minutes, four, what did you ask? A I remember asking him if he's okay and what's going on. Q And his response was what? A He couldn't tell me. He didn't respond.	11 12 13 14 15 16 17 18 19 20	A Yeah. Q So you had some idea - A Yes. Q - how strokes generally will affect one side versus the other? A Yes. Q Those kind of things? Taking your limited experience at an assisted living facility, what did you know about strokes? Coming up zero? A Yeah.
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11 12 13 14 15 16 17 18 19 20 21 22	Q You just tell me what you asked him. Just share with us as you got in the room what you asked. A I don't even remember what I asked him when I first got in the room. Q Well, let's say after two minutes, three minutes, four, what did you ask? A I remember asking him if he's okay and what's going on. Q And his response was what? A He couldn't tell me. He didn't respond. Q Made no noise or garbled words? A Kind of gurgled (sic) words and his eyes	11 12 13 14 15 16 17 18 19 20 21 22	A Yeah. Q So you had some idea - A Yes. Q - how strokes generally will affect one side versus the other? A Yes. Q Those kind of things? Taking your limited experience at an assisted living facility, what did you know about strokes? Coming up zero? A Yeah. Q Okay. When you got to Centennial did you have a discussion with Dr. Valdivia?
11 12 13 14 15 16 17 18 19 20 21 22	Q You just tell me what you asked him. Just share with us as you got in the room what you asked. A I don't even remember what I asked him when I first got in the room. Q Well, let's say after two minutes, three minutes, four, what did you ask? A I remember asking him if he's okay and what's going on. Q And his response was what? A He couldn't tell me. He didn't respond. Q Made no noise or garbled words?	11 12 13 14 15 16 17 18 19 20 21	A Yeah. Q So you had some idea - A Yes. Q - how strokes generally will affect one side versus the other? A Yes. Q Those kind of things? Taking your limited experience at an assisted living facility, what did you know about strokes? Coming up zero? A Yeah. Q Okay. When you got to Centennial did you have a discussion with Dr. Valdivia? A Yes.

RUFFINO vs ARCHER	69–72
Page 69 1 A He came into the room and they ordered more	Page 71 1 your husband back to see Dr. Efobi?
2 tests to be done on my husband. And after they did the	
3 tests and stuff, then he came back down to talk to me.	2 A Before my husband was dismissed he told me 3 not to take him back to Dr. Efobi or back to that hospital
, ,	4 again. 5 Q Now, why is it you and your husband did not
5 condition he was in and that something wasn't done sooner	, , , , , , , , , , , , , , , , , , , ,
6 because now it was too late for him to do anything.	6 sue Dr. Efobi?
7 Q Okay. What else did he say?	7 MR. CUMMINGS: To the extent your answer is
8 A He said not to ever take him back to	8 based on something I have told you as your attorney, I
9 StoneCrest again, that he felt he didn't get good care,	9 need to instruct you not to answer. If you can answer his
10 the right care.	10 question without sharing something I have told you,
11 Q All right. So what had you told him about	11 provide that part.
12 the care at StoneCrest at that point in time?	12 Q Question stands. You mentioned to us
13 A I had told him nothing about it at that	13 alleged critiques from Dr. Valdivia of both StoneCrest and
14 time.	14 Dr. Efobi. Why didn't you sue Dr. Efobi?
15 Q So what did he know about the care at	15 A I have no answer.
16 StoneCrest at that time?	16 MR. CUMMINGS: Again, the same
17 A He told me that they should have given him	17 Q No answer. Okay.
18 a shot or something like that to clear it up.	Have you told me all of the specific words from
19 Q Just a shot to clear it up. What did he	19 Dr. Valdivia?
20 know about StoneCrest, in terms of just kind of some minor	20 A Yeah.
21 details, when your husband had arrived?	21 Q Now, at the time that you had your first
22 A I'm sure he read the records.	22 contact with Clark Archer, the gentleman we described
23 Q Were the records already there?	23 earlier, was your husband conscious and alert?
24 A Yes. They came with him there, I believe.	24 A He was conscious. I don't think he was
25 Q How do you know that?	25 actually alert.
Page 70	Page 72
Page 70 1 A I don't know that for sure.	Page 72 Okay. At the time of the first contact
1 A I don't know that for sure.	1 Q Okay. At the time of the first contact
1 A I don't know that for sure. 2 Q All right. Assuming that the records were	1 Q Okay. At the time of the first contact 2 with Clark Archer, did your husband know what month it was
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1 A I don't know that for sure. 2 Q All right. Assuming that the records were 3 there, do you know that Dr. Valdivia had even had the time 4 to read the StoneCrest records yet?	1 Q Okay. At the time of the first contact 2 with Clark Archer, did your husband know what month it was 3 and what his age was? 4 A Not sure.
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RUFFINO VS ARCHER	/3–/6
Page 73	Page 75
1 A No.	1 A No.
2 Q Did he ever get up and go to the bathroom	2 Q Did you ever see a Dr. Chitturi do an
3 the whole time you were there at StoneCrest?	3 examination of your husband? 4 A No
4 A Yes.	
5 Q How many times?	5 Q Did you ever see any nurse other than a
6 A Once.	6 male nurse do anything with your husband, to your husband,
7 Q Was there a bathroom in the small room or	7 or for your husband?
8 was it somewhere down the hall?	8 A Later that evening, but most the day it was
9 A Down the hall.	9 a male nurse that was in there.
10 Q Did you see your husband walk to the 11 bathroom down the hall?	10 Q Okay. And how frequently was the male
	11 nurse in there during the time you were at the hospital?12 A A few times.
12 A I had to help him. 13 Q How?	
	13 Q For how long? 14 A For a few minutes.
14 A I got a wheelchair from outside and I	
15 helped him get out of the bed and put him in there. Then	15 Q And where was the nurse's station; from 16 your husband's room how far away was it?
16 I had to help him get to the toilet.	
17 Q Okay. And did you get him up out of the	17 A I'm not sure. 18 Q Five feet?
18 wheelchair yourself? 19 A Yes.	
	19 A Maybe. 20 Q Three feet?
Q And then let him go to the toilet?	
21 A Yes. I was right in there with him to help 22 him.	21 (WITNESS NODS NO INDICATING THE NEGATIVE.) 22 Q Wasn't your husband's room literally kind
	23 of catty-corner directly across the hall from the nursing
	24 station?
24 you that they found a clot in his head?	25 A I'm not sure.
25 A I believe before.	25 A TITTION Suite.
Page 74	Page 76
1 Q Okay. You told me that the first time you	1 Q You don't recall?
2 talked to Dr. Archer he told you they found a clot in his	2 A No.
3 head, right?	3 Q Okay. Did you ever see a person named Mark
4 A Yes.	4 Rinehart?
5 Q Okay. So you hadn't seen Dr. Archer yet	5 A Not to my knowledge, no.
6 when you took your husband to the bathroom, right?	6 Q Are the only people that you recall seeing
7 A I believe so.	7 in terms of involvement in the care of your husband a male
8 Q Okay. You believe I'm correct? You hadn't	8 nurse, Dr. Archer, and another nurse later in the day?
9 seen him yet?	9 A Yes.
10 A Yes.	10 Q And was the other nurse later in the day a
11 Q Okay. Was there ever a time while you were	11 male or a female?
12 at the ER that your husband walked on his own power to the	12 A Female.
13 bathroom?	13 Q Did you ever get her name?
14 A No. 15 Q You told me earlier that you've actually	14 A No.
15 Q You told me earlier that you've actually 16 looked at the StoneCrest records. Is that not correct?	15 Q Did you ever get the male nurse's name? 16 A No.
, ,	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,
18 on the records, but yeah. 19 Q Have you not seen that there are at least	18 anything he did not provide?19 A No.
19 Q Have you not seen that there are at least 20 two entries of your husband getting up and walking under	
	20 Q Did you ever ask the female nurse for
21 his own power to the bathroom and back? 22 A No, I did not see that; but no, that did	21 anything she did not provide? 22 A No.
23 not happen while I was there. 24 Q Okay. But we don't know when you were	
25 there, do we? Do we?	24 he didn't provide? 25 A No.
25 thole, do we: Do we:	20 A NO.
	i

RUFFINO vs ARCHER	77–80
Page 77 1 Q Did you ever ask anybody why it was taking	Page 79
2 so long to transfer your husband from StoneCrest to	2 Q Yes, ma'am.
3 Centennial?	3 A About 45 minutes.
4 A Yes.	4 Q There's a hospital in Alexandria, small
5 Q And what answer were you given by whom?	5 one. Wasn't Doctors Hospital there? Doctors Hospital was
6 A By Dr. Archer.	6 in Smithville, wasn't it?
7 Q What did he say?	7 A I'm not sure.
8 A And he said, well, that they're taking him	8 Q Okay. But at your home, your home in
9 to StoneCrest because or to Centennial because they	9 Alexandria, to get from there to the Home Depot in Smyrna
10 cannot do what needs to be done for him there.	10 what route would your husband have taken?
11 Q I understood that. You told me that	11 A I honestly do not know.
12 earlier, but I asked you if you had ever asked anybody why	12 Q You don't know?
13 it was taking whatever amount of time it took to get your	13 A No.
14 husband transferred from StoneCrest to Centennial?	14 Q When you left your home to get to
15 A Only answer I got from the nurse on that	, , , , , , , , , , , , , , , , , , , ,
, ,	15 StoneCrest Medical Center, what route did you take?
16 was because they have to wait for the ambulance.17 Q Did you ever suggest to any of the doctors	16 A I took 70 to the expressway and 17 Q Meaning Highway 40, Interstate 40?
, 66 ,	
18 or nurses that you really wanted to see your husband go to	18 A Yes.
19 University Medical Center in Lebanon?	19 Q Is that what you mean by the expressway?
A I did at one time, but that was because I	20 A Yes.
21 wasn't when I first got there, thinking that he would 22 have been better off there because it was closer to home.	Q You took 70 to Interstate 40?
	22 A Uh-huh.
Q Who did you communicate that preference to?	Q And then went -
A I believe one of the nurses.	A And I don't remember the exact route or the
25 Q All right. And what was the response from	25 names of the roads.
Page 78	
1 the nurse?	1 Q Did you not get on Interstate 24 at some
2 A That he would get better care at	2 point in time?
3 Centennial.	3 A I'm not positive.
4 Q And which nurse was this that answered that	4 Q How long did it take you from your home to
5 question?	
	5 get to StoneCrest? Forty-five minutes?
A I'm not sure. I don't know the names.	5 get to StoneCrest? Forty-five minutes?A Forty-five minutes, hour.
7 Q Was it the male nurse or not?	 5 get to StoneCrest? Forty-five minutes? 6 A Forty-five minutes, hour. 7 Q Okay. Did you go anywhere else other than
7 Q Was it the male nurse or not?8 A No. It wasn't him.	 5 get to StoneCrest? Forty-five minutes? 6 A Forty-five minutes, hour. 7 Q Okay. Did you go anywhere else other than 8 directly to StoneCrest after you got the call from the
 Q Was it the male nurse or not? A No. It wasn't him. Q It wasn't that male nurse? 	5 get to StoneCrest? Forty-five minutes? 6 A Forty-five minutes, hour. 7 Q Okay. Did you go anywhere else other than 8 directly to StoneCrest after you got the call from the 9 police?
 Q Was it the male nurse or not? A No. It wasn't him. Q It wasn't that male nurse? A No. It was somebody that I went out and 	5 get to StoneCrest? Forty-five minutes? 6 A Forty-five minutes, hour. 7 Q Okay. Did you go anywhere else other than 8 directly to StoneCrest after you got the call from the 9 police? 10 A No. I went directly to the hospital.
7 Q Was it the male nurse or not? 8 A No. It wasn't him. 9 Q It wasn't that male nurse? 10 A No. It was somebody that I went out and 11 talked to.	5 get to StoneCrest? Forty-five minutes? 6 A Forty-five minutes, hour. 7 Q Okay. Did you go anywhere else other than 8 directly to StoneCrest after you got the call from the 9 police? 10 A No. I went directly to the hospital. 11 Q Do you recall watching any of the nurses
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Q Was it the male nurse or not? A No. It wasn't him. Q It wasn't that male nurse? A No. It was somebody that I went out and talked to. Q About what time was it when you communicated the question as to whether or not it would be better to go to University Medical Center since it was closer to home? A I'm not sure what time it was. Q Do you know if your husband drove by University Medical Center coming from the house to the Home Depot in Smyrna? A I don't know. You used to be familiar with that route,	5 get to StoneCrest? Forty-five minutes? 6 A Forty-five minutes, hour. 7 Q Okay. Did you go anywhere else other than 8 directly to StoneCrest after you got the call from the 9 police? 10 A No. I went directly to the hospital. 11 Q Do you recall watching any of the nurses 12 performing any examination on your husband in the room? 13 A Not at StoneCrest. 14 Q Do you recall any of the doctors performing 15 any examinations on your husband at StoneCrest? 16 A No. 17 Q Do you recall at any time your husband 18 eating anything at StoneCrest? 19 A No. 20 Q Do you recall him ever receiving a tray 21 with a sandwich, chips and a drink?
Q Was it the male nurse or not? A No. It wasn't him. Q It wasn't that male nurse? A No. It was somebody that I went out and talked to. Q About what time was it when you communicated the question as to whether or not it would be better to go to University Medical Center since it was closer to home? A I'm not sure what time it was. Q Do you know if your husband drove by University Medical Center coming from the house to the Home Depot in Smyrna? A I don't know. Q You used to be familiar with that route, weren't you, from your home to the Home Depot in Smyrna?	5 get to StoneCrest? Forty-five minutes? 6 A Forty-five minutes, hour. 7 Q Okay. Did you go anywhere else other than 8 directly to StoneCrest after you got the call from the 9 police? 10 A No. I went directly to the hospital. 11 Q Do you recall watching any of the nurses 12 performing any examination on your husband in the room? 13 A Not at StoneCrest. 14 Q Do you recall any of the doctors performing 15 any examinations on your husband at StoneCrest? 16 A No. 17 Q Do you recall at any time your husband 18 eating anything at StoneCrest? 19 A No. 20 Q Do you recall him ever receiving a tray 21 with a sandwich, chips and a drink? 22 A No.
Q Was it the male nurse or not? A No. It wasn't him. Q It wasn't that male nurse? A No. It was somebody that I went out and It talked to. Q About what time was it when you communicated the question as to whether or not it would be better to go to University Medical Center since it was closer to home? A I'm not sure what time it was. Q Do you know if your husband drove by University Medical Center coming from the house to the Home Depot in Smyrna? A I don't know. Q You used to be familiar with that route, weren't you, from your home to the Home Depot in Smyrna? A Yeah.	5 get to StoneCrest? Forty-five minutes? 6 A Forty-five minutes, hour. 7 Q Okay. Did you go anywhere else other than 8 directly to StoneCrest after you got the call from the 9 police? 10 A No. I went directly to the hospital. 11 Q Do you recall watching any of the nurses 12 performing any examination on your husband in the room? 13 A Not at StoneCrest. 14 Q Do you recall any of the doctors performing 15 any examinations on your husband at StoneCrest? 16 A No. 17 Q Do you recall at any time your husband 18 eating anything at StoneCrest? 19 A No. 20 Q Do you recall him ever receiving a tray 21 with a sandwich, chips and a drink? 22 A No. 23 Q Do you recall anybody ever explaining why
Q Was it the male nurse or not? A No. It wasn't him. Q It wasn't that male nurse? A No. It was somebody that I went out and It talked to. Q About what time was it when you communicated the question as to whether or not it would be better to go to University Medical Center since it was closer to home? A I'm not sure what time it was. Q Do you know if your husband drove by University Medical Center coming from the house to the Home Depot in Smyrna? A I don't know. Q You used to be familiar with that route, weren't you, from your home to the Home Depot in Smyrna?	5 get to StoneCrest? Forty-five minutes? 6 A Forty-five minutes, hour. 7 Q Okay. Did you go anywhere else other than 8 directly to StoneCrest after you got the call from the 9 police? 10 A No. I went directly to the hospital. 11 Q Do you recall watching any of the nurses 12 performing any examination on your husband in the room? 13 A Not at StoneCrest. 14 Q Do you recall any of the doctors performing 15 any examinations on your husband at StoneCrest? 16 A No. 17 Q Do you recall at any time your husband 18 eating anything at StoneCrest? 19 A No. 20 Q Do you recall him ever receiving a tray 21 with a sandwich, chips and a drink? 22 A No.

RI	JFFINO	vs ARCHER		81–84
		Page 81		Page 83
1		Did you notice any changes in your		been a I'm not sure.
		s speech patterns where it would get better for a	2	Q You saw a physician in the emergency room
	-	worse, get better, get worse?		first before you saw Dr. Valdivia, didn't you?
4		Yes.	4	A I'm sure I did, yeah.
5		What did you notice that how did it	5	Q And you saw a physician in the medical
	•	ich that it waxed and waned?		intensive care unit before you saw Dr. Valdivia, correct?
7		He'd just have trouble getting things out.	7	A When he got to Centennial he had already
		ke he would be talking and then all the sudden		had a room waiting for him there. He went right to his
		t like trying to remember what he's trying		room. He didn't go to the emergency part right away.
	to say.	On he would be able to an able box and then	10	Q Are you telling me that your husband was
11		So he would be able to speak okay and then		not seen by an emergency room physician but instead went
	he'd get s			directly into a room?
13		Uh-huh.	13	A Yeah. There might have been another doctor
14		Yes?		that came in. I don't recall.
15			15	Q Do you recall a hospitalist doctor seeing
16		And then he'd be able to speak okay again		your husband first, somebody other than Dr. Valdivia?
		would get stuck?	17	A Yeah. Yeah.
18		Yes.	18	Q Do you remember the name of that
19		Did you ever notice any changes in his		hospitalist?
	eyes?		20	A No.
21		His eyes looked	21	Q Do you recall your husband telling the
22		Big?		hospitalist that his problems had begun that morning at
23		Yes.		8:00 with dizziness and slurred speech? Remember your
24		Did he have his glasses on?		husband saying that?
25	5 A	No.	25	A Yeah.
		Page 82		Page 84
1	Q	His driving glasses?	1	Q Do you recall your husband telling that
2		No.		physician, that hospitalist that he had been having - he,
3		Did you ever notice any difference in		your husband, had been having - those acute events with
4	_	between his right arm, the upper arm, and the		speech difficulty and facial weakness for the past month?
5		he upper arm?	5	Remember him telling him that?
6		Yeah. He wasn't moving his right arm, but	6	A Yes.
		oving his left arm.	7	Q I asked your husband if he had told a
8		Okay. And when did you first notice that		doctor at Centennial those very things and he denied it
		ot moving his right arm?		under oath.
10		When I was helping him get up to go to the	10	A Yes.
11			11	Q You're telling me you heard it, right?
12		Okay. Now, on the transfer to Centennial	12	
13	-	ide in the ambulance?	13	Q So what your husband said is false,
14		No.		correct?
15		How did you get there?	15	A Yes.
16		I drove my car. Followed the ambulance.	16	
17		About what time did you get to Centennial?		under oath on those points?
18		I don't know. It was nighttime. I know	18	A He's his memory and what he says is not
	that.			accurate and has not been accurate since the stroke.
20		Dark?	20	Q So he is not to be trusted?
21		Uh-huh.	21	A Yeah.
22		Of course it's February. It's going to be	22	,
		:30. Who is the first physician you had any	23	,
		vith at Centennial?		Dr. Michael Nottidge that as he - your husband - was
25	5 A	I believe Dr. Valdivia. There might have	25	getting ready to go to work, he was not speaking normal

RUFFINO vs ARCHER	85–88
Page 85	Page 87
1 and he was confused? Do you remember him saying that?	1 be eligible for Medicare? Have some idea?
2 A I believe so.	2 A Like two years would be February. This
3 Q Getting ready to go to work at 7:00 in the	3 February.
4 morning or 6:00; which one is it?	4 Q February of '18?
5 A 6:00.	5 A February '18.
6 Q So at 0600 your husband, by his own	6 Q That's what you expect to occur?
7 admission, was not speaking normally and was confused,	7 A Yes.
8 correct? Right?	8 Q All right. Well, let's talk for a few
9 A I wasn't with him, so I don't know.	9 moments about the first and second admission at
10 Q You heard him tell a physician that fact,	10 Centennial. I asked you about Dr. Ron Wilson. Do you
11 correct?	11 recall speaking with him?
12 A Correct.	12 A I don't remember the name, but I could
13 Q Your husband did not arrive at StoneCrest	13 have.
14 Medical Center until 9:46 in the morning, did he?	14 Q Do you recall your husband getting better
15 A I'm not sure of the time.	15 rapidly at Centennial?
16 Q You can do the math, though, can't you? If	16 A I wouldn't say getting better rapidly; but,
17 he's got the problems at 6:00, 9:46 is three hours and 46	17 yeah, he did get better a little bit.
18 minutes later, isn't it?	18 Q Well, isn't it true that on February 18th
19 A Yeah.	19 you told the physicians your husband was improved in just
20 Q Have you done any research on what you	20 one day there?
21 referred to as "the shot"?	21 A Yes. They had run a test on him and it
22 A No.	22 worked.
23 Q Have you ever heard anybody mention the	23 Q What was the test they ran on him that
24 word TPA to you?	24 worked?
25 A Yes.	A I don't know what it was called.
Page 86	Page 88
1 Q Have you looked at the Complaint to see	1 Q Do you recall speaking with Dr. Wilson on
2 where there are references to TPA?	2 February 20th and February 21st where he told you there
3 A Yes. No.	3 was only a partial blockage?
4 Q When you were getting ready for this	4 A No.
5 deposition and you looked at the Complaint that you told	5 Q Okay. Was your husband able to get up and
6 me you looked at, the lawsuit, did you notice that the	6 walk on his own on February 21st?
7 factual allegations in the lawsuit are wrong?	7 A He was walking well, I still assisted
8 MR. CUMMINGS: Object to the form.	8 him, but he was walking.
9 A I object.	9 Q Wasn't he walking better than he's walking
10 MR. CUMMINGS: That's for me to object. You	10 today?
11 answer.	11 A At that time and point, yes.
12 Q Your objection is overruled, ma'am.	12 Q Yes?
Did you notice that the Complaint, the lawsuit	A Before they did the, the test on him he
14 itself, makes factual allegations that are wrong based on	14 wasn't; but after they did that on him, he was.
15 your own sworn testimony?	15 Q By February 21st your husband was able to
MR. CUMMINGS: I object to the form. You answer	16 walk while he was at Centennial better than he is walking
17 the question.	17 today, correct?
18 A I'm not sure.	18 A Yes.
19 Q Did you notice, is the question? Did you	19 Q How was he able to walk better than? How
20 notice that the factual allegations in the very Complaint	20 was it different than what we have seen today?
21 that started this lawsuit are inaccurate based on your own	21 A Really isn't too much different, but
22 sworn testimony?	22 Q You just told me it was better. I want you
23 MR. CUMMINGS: Same objection.	23 to explain it. How is it better?
24 A No.	A He was maybe able to move a little bit
25 Q Okay. When is it likely your husband will	25 faster.
1	

ΝC)	J VS ARCHER			89–92
_		Page 89			Page 91
1		Okay. He continued to get better every			ischarged, correct?
	-	y at Centennial until he was discharged on	2	A	Yeah.
	-	26th, correct?	3	Q	The prior day?
4	_	Yeah.	4	A	Yes.
5	Q	His language got better. Speech got	5	Q	Why? What did they tell you was the reason
		lis ability to move got better day after day			eing substantially worse off after spending a day
	after day			at home?	
8		Yes.	8		They really didn't. They took him down and
9	Q	And by February 26th he was able to walk on			tests and they said he didn't have another
		speak on his own, and do everything reasonably			ut they really didn't tell me why.
11	-	sn't he? Slow, but well?	11		Okay. Did you participate in any of the
12	Α	Very slow, and he was still confused a	12	visits with	h Dr. Andre Olivier?
13	little bit a	and	13	Α	Uh-huh.
14	Q	Okay. Then you all went home on the 26th,	14	Q	Yes?
15	correct?		15	Α	Yes.
16	Α	Uh-huh.	16	Q	Did you go to the office visits?
17	Q	Yes?	17	Α	Yes.
18	Α	Yes.	18	Q	Do you recall Dr. Olivier telling you that
19	Q	And one of the things you were told when	19	what he	thought was wrong with your husband was atrial
20	you wen	t home was if there was any change come back	20	fibrillation	n?
21	immedia	itely, correct?	21	Α	Yes.
22	Α	Yes.	22	Q	Where his heart would flutter?
23	Q	On the morning of the 27th of February your	23	Α	Yes.
24	husband	I fell at 4:30 in the morning, correct?	24	Q	And do you recall Dr. Olivier telling you
25	Α	Yeah.	25	that the v	worry there is it will toss clots? Do you
		Page 00			Dogo 02
1	Q	Page 90 You did not go back to Centennial Medical	1	remembe	Page 92 or him mentioning that?
		Page 90 You did not go back to Centennial Medical ntil 1949 that same day; 15 hours later, correct?	1 2	remembe A	Page 92 r him mentioning that?
	Center ur	You did not go back to Centennial Medical		Α	r him mentioning that? No.
2	Center ur	You did not go back to Centennial Medical ntil 1949 that same day; 15 hours later, correct?	2	A Q	r him mentioning that? No. Okay. What was his explanation as to why
2	Center ur A	You did not go back to Centennial Medical ntil 1949 that same day; 15 hours later, correct? I don't think it was 15 hours later, but it	2 3 4	A Q	or him mentioning that? No. Okay. What was his explanation as to why band needed to have that loop recorder placed in
2 3 4 5	Center ur A was Q	You did not go back to Centennial Medical ntil 1949 that same day; 15 hours later, correct?	2 3 4	A Q your hust his chest	or him mentioning that? No. Okay. What was his explanation as to why band needed to have that loop recorder placed in?
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2 3 4 5 6 7	Center ur A was Q Centennia	You did not go back to Centennial Medical ntil 1949 that same day; 15 hours later, correct? I don't think it was 15 hours later, but it 4:30 in the morning. Time of arrival at al is 1949. That's 15 hours and 19 minutes. Could have been.	2 3 4 5 6 7	A Q your hush his chest? A that they	No. Okay. What was his explanation as to why band needed to have that loop recorder placed in? I'm not sure of the he just told me would put that in and then he can keep better
2 3 4 5 6 7 8	Center ur A was Q Centenni A Q	You did not go back to Centennial Medical ntil 1949 that same day; 15 hours later, correct? I don't think it was 15 hours later, but it 4:30 in the morning. Time of arrival at al is 1949. That's 15 hours and 19 minutes. Could have been. Why did you not go back after he had fallen	2 3 4 5 6 7 8	A Q your hust his chest? A that they track of w	No. Okay. What was his explanation as to why pand needed to have that loop recorder placed in? I'm not sure of the he just told me would put that in and then he can keep better that's going on with him.
2 3 4 5 6 7 8 9	Center ur A was Q Centenni A Q	You did not go back to Centennial Medical ntil 1949 that same day; 15 hours later, correct? I don't think it was 15 hours later, but it 4:30 in the morning. Time of arrival at al is 1949. That's 15 hours and 19 minutes. Could have been. Why did you not go back after he had fallen its and was getting worse all day long? Why?	2 3 4 5 6 7 8 9	A Q your hust his chest' A that they track of w	or him mentioning that? No. Okay. What was his explanation as to why band needed to have that loop recorder placed in?? I'm not sure of the he just told me would put that in and then he can keep better that's going on with him. Do you all still do what your husband
2 3 4 5 6 7 8 9	Center ur A was Q Centenni: A Q backward	You did not go back to Centennial Medical ntil 1949 that same day; 15 hours later, correct? I don't think it was 15 hours later, but it 4:30 in the morning. Time of arrival at al is 1949. That's 15 hours and 19 minutes. Could have been. Why did you not go back after he had fallen as and was getting worse all day long? Why? He was it's not I don't know how to	2 3 4 5 6 7 8 9	A Q your hust his chest? A that they track of w Q explained	In him mentioning that? No. Okay. What was his explanation as to why band needed to have that loop recorder placed in? I'm not sure of the he just told me would put that in and then he can keep better that's going on with him. Do you all still do what your husband do to me earlier, and that is connect that -
2 3 4 5 6 7 8 9 10	Center ur A was Q Centennic A Q backward A explain t	You did not go back to Centennial Medical ntil 1949 that same day; 15 hours later, correct? I don't think it was 15 hours later, but it 4:30 in the morning. Time of arrival at al is 1949. That's 15 hours and 19 minutes. Could have been. Why did you not go back after he had fallen als and was getting worse all day long? Why? He was it's not I don't know how to hat.	2 3 4 5 6 7 8 9 10	A Q your hust his chest? A that they track of w Q explained	No. Okay. What was his explanation as to why band needed to have that loop recorder placed in? I'm not sure of the he just told me would put that in and then he can keep better that's going on with him. Do you all still do what your husband do to me earlier, and that is connect that - Yes.
2 3 4 5 6 7 8 9 10 11 12	Center ur A was Q Centennic A Q backward A explain t	You did not go back to Centennial Medical ntil 1949 that same day; 15 hours later, correct? I don't think it was 15 hours later, but it 4:30 in the morning. Time of arrival at al is 1949. That's 15 hours and 19 minutes. Could have been. Why did you not go back after he had fallen and was getting worse all day long? Why? He was it's not I don't know how to hat. You need to. Try.	2 3 4 5 6 7 8 9 10 11 12	A Q your hust his chest? A that they track of w Q explained A Q	No. Okay. What was his explanation as to why pand needed to have that loop recorder placed in? I'm not sure of the he just told me would put that in and then he can keep better what's going on with him. Do you all still do what your husband do to me earlier, and that is connect that - Yes thing to a mouse?
2 3 4 5 6 7 8 9 10 11 12 13	Center ur A was Q Centennia A Q backward A explain t	You did not go back to Centennial Medical ntil 1949 that same day; 15 hours later, correct? I don't think it was 15 hours later, but it 4:30 in the morning. Time of arrival at al is 1949. That's 15 hours and 19 minutes. Could have been. Why did you not go back after he had fallen als and was getting worse all day long? Why? He was it's not I don't know how to hat. You need to. Try. He wasn't like he said he was fine. I	2 3 4 5 6 7 8 9 10 11 12 13	A Q your hust his chest? A that they track of w Q explained A Q A	In him mentioning that? No. Okay. What was his explanation as to why band needed to have that loop recorder placed in?? I'm not sure of the he just told me would put that in and then he can keep better what's going on with him. Do you all still do what your husband do to me earlier, and that is connect that - Yes. - thing to a mouse? Yeah.
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2 3 4 5 6 7 8 9 10 11 12 13 14 15	Center ur A was Q Centenni A Q backward A explain ti Q A was talki I seen hi	You did not go back to Centennial Medical ntil 1949 that same day; 15 hours later, correct? I don't think it was 15 hours later, but it 4:30 in the morning. Time of arrival at al is 1949. That's 15 hours and 19 minutes. Could have been. Why did you not go back after he had fallen als and was getting worse all day long? Why? He was it's not I don't know how to hat. You need to. Try. He wasn't like he said he was fine. I ng to him. He was still able to move. Then when m starting to have trouble moving and when he	2 3 4 5 6 7 8 9 10 11 12 13 14 15	A Q your hust his chest? A that they track of w Q explained A Q A Q husband	In him mentioning that? No. Okay. What was his explanation as to why band needed to have that loop recorder placed in? I'm not sure of the he just told me would put that in and then he can keep better that's going on with him. Do you all still do what your husband do to me earlier, and that is connect that - Yes. - thing to a mouse? Yeah. Can you explain that better than your did? What do you connect?
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	Center ur A was Q Centennic A Q backward A explain ti Q A was talki I seen hi couldn't	You did not go back to Centennial Medical ntil 1949 that same day; 15 hours later, correct? I don't think it was 15 hours later, but it 4:30 in the morning. Time of arrival at al is 1949. That's 15 hours and 19 minutes. Could have been. Why did you not go back after he had fallen as and was getting worse all day long? Why? He was it's not I don't know how to hat. You need to. Try. He wasn't like he said he was fine. I ng to him. He was still able to move. Then when m starting to have trouble moving and when he start answering me and stuff, that's when	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16	A Q your hust his chest? A that they track of w Q explained A Q husband A	No. Okay. What was his explanation as to why pand needed to have that loop recorder placed in? I'm not sure of the he just told me would put that in and then he can keep better what's going on with him. Do you all still do what your husband do to me earlier, and that is connect that - Yes thing to a mouse? Yeah. Can you explain that better than your did? What do you connect? We have a machine that sits next to the bed
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	Center ur A was Q Centennia A Q backward A explain t Q A was talki I seen hi couldn't	You did not go back to Centennial Medical ntil 1949 that same day; 15 hours later, correct? I don't think it was 15 hours later, but it 4:30 in the morning. Time of arrival at al is 1949. That's 15 hours and 19 minutes. Could have been. Why did you not go back after he had fallen as and was getting worse all day long? Why? He was it's not I don't know how to hat. You need to. Try. He wasn't like he said he was fine. I ng to him. He was still able to move. Then when m starting to have trouble moving and when he start answering me and stuff, that's when it I was going to just put him in the car and take	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17	your hust his chest? A that they track of w Q explained A Q husband A and at ni	No. Okay. What was his explanation as to why band needed to have that loop recorder placed in? I'm not sure of the he just told me would put that in and then he can keep better that's going on with him. Do you all still do what your husband do to me earlier, and that is connect that - Yes thing to a mouse? Yeah. Can you explain that better than your did? What do you connect? We have a machine that sits next to the bed ght I have to take it's like a little pad.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	Center ur A was Q Centennii A Q backward A explain ti Q A was talki I seen hi couldn't : I decided him back	You did not go back to Centennial Medical ntil 1949 that same day; 15 hours later, correct? I don't think it was 15 hours later, but it 4:30 in the morning. Time of arrival at al is 1949. That's 15 hours and 19 minutes. Could have been. Why did you not go back after he had fallen as and was getting worse all day long? Why? He was it's not I don't know how to hat. You need to. Try. He wasn't like he said he was fine. I ag to him. He was still able to move. Then when m starting to have trouble moving and when he start answering me and stuff, that's when it I was going to just put him in the car and take as.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18	your hust his chest? A that they track of w Q explained A Q husband A and at ni It looks li	No. Okay. What was his explanation as to why band needed to have that loop recorder placed in? I'm not sure of the he just told me would put that in and then he can keep better that's going on with him. Do you all still do what your husband do to me earlier, and that is connect that - Yes thing to a mouse? Yeah. Can you explain that better than your did? What do you connect? We have a machine that sits next to the bed ght I have to take it's like a little pad.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	Center ur A was Q Centennii A Q backward A explain ti Q A was talki I seen hi couldn't: I decided him back	You did not go back to Centennial Medical ntil 1949 that same day; 15 hours later, correct? I don't think it was 15 hours later, but it 4:30 in the morning. Time of arrival at al is 1949. That's 15 hours and 19 minutes. Could have been. Why did you not go back after he had fallen als and was getting worse all day long? Why? He was it's not I don't know how to hat. You need to. Try. He wasn't like he said he was fine. I ng to him. He was still able to move. Then when m starting to have trouble moving and when he start answering me and stuff, that's when it I was going to just put him in the car and take to. Ma'am, when you got back to the hospital on	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19	your hush his chest? A that they track of w Q explained A Q husband A and at ni It looks li that on h	No. Okay. What was his explanation as to why band needed to have that loop recorder placed in? I'm not sure of the he just told me would put that in and then he can keep better that's going on with him. Do you all still do what your husband do to me earlier, and that is connect that - Yes thing to a mouse? Yeah. Can you explain that better than your did? What do you connect? We have a machine that sits next to the bed ght I have to take it's like a little pad. ke a mouse from a computer. And I have to put is chest and let it read what's going on. Then I
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	Center ur A was Q Centenni A Q backward A explain ti Q A was talki I seen hi couldn't I decided him back Q February	You did not go back to Centennial Medical ntil 1949 that same day; 15 hours later, correct? I don't think it was 15 hours later, but it 4:30 in the morning. Time of arrival at al is 1949. That's 15 hours and 19 minutes. Could have been. Why did you not go back after he had fallen as and was getting worse all day long? Why? He was it's not I don't know how to hat. You need to. Try. He wasn't like he said he was fine. I ag to him. He was still able to move. Then when m starting to have trouble moving and when he start answering me and stuff, that's when a I was going to just put him in the car and take and may an an an an an an and take and any when you got back to the hospital on a 27th didn't you and your husband tell the doctors	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20	your hust his chest? A that they track of w Q explained A Q husband A and at ni It looks li that on h put it back	No. Okay. What was his explanation as to why band needed to have that loop recorder placed in? I'm not sure of the he just told me would put that in and then he can keep better that's going on with him. Do you all still do what your husband do to me earlier, and that is connect that - Yes thing to a mouse? Yeah. Can you explain that better than your did? What do you connect? We have a machine that sits next to the bed ght I have to take it's like a little pad.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	Center ur A was Q Centennii A Q backward A explain t Q A was talki I seen hi couldn't I decided him back Q February and nurs	You did not go back to Centennial Medical ntil 1949 that same day; 15 hours later, correct? I don't think it was 15 hours later, but it 4:30 in the morning. Time of arrival at al is 1949. That's 15 hours and 19 minutes. Could have been. Why did you not go back after he had fallen as and was getting worse all day long? Why? He was it's not I don't know how to hat. You need to. Try. He wasn't like he said he was fine. I ag to him. He was still able to move. Then when m starting to have trouble moving and when he start answering me and stuff, that's when all was going to just put him in the car and take and was many and your husband tell the doctors were there that after his fall he had gradually	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21	your hust his chest? A that they track of w Q explained A Q husband A and at ni It looks li that on h put it bac to them.	No. Okay. What was his explanation as to why band needed to have that loop recorder placed in? I'm not sure of the he just told me would put that in and then he can keep better that's going on with him. Do you all still do what your husband do to me earlier, and that is connect that - Yes thing to a mouse? Yeah. Can you explain that better than your did? What do you connect? We have a machine that sits next to the bed ght I have to take it's like a little pad. ke a mouse from a computer. And I have to put is chest and let it read what's going on. Then I sk onto the device and it sends the information
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	Center ur A was Q Centennia A Q backward A explain t Q A was talki I seen hi couldn't: I decided him back Q February and nurs worsene	You did not go back to Centennial Medical ntil 1949 that same day; 15 hours later, correct? I don't think it was 15 hours later, but it 4:30 in the morning. Time of arrival at al is 1949. That's 15 hours and 19 minutes. Could have been. Why did you not go back after he had fallen as and was getting worse all day long? Why? He was it's not I don't know how to hat. You need to. Try. He wasn't like he said he was fine. I ag to him. He was still able to move. Then when a starting to have trouble moving and when he start answering me and stuff, that's when a I was going to just put him in the car and take to make a ma	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22	your hust his chest? A that they track of w Q explained A Q husband A and at ni It looks li that on h put it back to them. Q	No. Okay. What was his explanation as to why band needed to have that loop recorder placed in? I'm not sure of the he just told me would put that in and then he can keep better that's going on with him. Do you all still do what your husband do to me earlier, and that is connect that - Yes thing to a mouse? Yeah. Can you explain that better than your did? What do you connect? We have a machine that sits next to the bed ght I have to take it's like a little pad. ke a mouse from a computer. And I have to put is chest and let it read what's going on. Then I ck onto the device and it sends the information And it sends the information -
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	Center ur A was Q Centennii A Q backward A explain ti Q A was talki I seen hi couldn't: I decided him back Q February and nurs worsene	You did not go back to Centennial Medical ntil 1949 that same day; 15 hours later, correct? I don't think it was 15 hours later, but it 4:30 in the morning. Time of arrival at al is 1949. That's 15 hours and 19 minutes. Could have been. Why did you not go back after he had fallen as and was getting worse all day long? Why? He was it's not I don't know how to hat. You need to. Try. He wasn't like he said he was fine. I ag to him. He was still able to move. Then when m starting to have trouble moving and when he start answering me and stuff, that's when all was going to just put him in the car and take to make the car and take to make the car and your husband tell the doctors have there that after his fall he had gradually dall day long? Isn't that what you told them? Yeah. Gradually, yeah.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	your hust his chest? A that they track of w Q explained A Q husband A and at ni It looks li that on h put it bac to them. Q A	No. Okay. What was his explanation as to why band needed to have that loop recorder placed in? I'm not sure of the he just told me would put that in and then he can keep better that's going on with him. Do you all still do what your husband do to me earlier, and that is connect that - Yes thing to a mouse? Yeah. Can you explain that better than your did? What do you connect? We have a machine that sits next to the bed ght I have to take it's like a little pad. ke a mouse from a computer. And I have to put is chest and let it read what's going on. Then I ex onto the device and it sends the information And it sends the information - Yes.
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	Center ur A was Q Centennii A Q backward A explain ti Q A was talki I seen hi couldn't: I decided him back Q February and nurs worsene A Q	You did not go back to Centennial Medical ntil 1949 that same day; 15 hours later, correct? I don't think it was 15 hours later, but it 4:30 in the morning. Time of arrival at al is 1949. That's 15 hours and 19 minutes. Could have been. Why did you not go back after he had fallen as and was getting worse all day long? Why? He was it's not I don't know how to hat. You need to. Try. He wasn't like he said he was fine. I ang to him. He was still able to move. Then when m starting to have trouble moving and when he start answering me and stuff, that's when a I was going to just put him in the car and take as. Ma'am, when you got back to the hospital on a 27th didn't you and your husband tell the doctors sets there that after his fall he had gradually dall day long? Isn't that what you told them? Yeah. Gradually, yeah. He was substantially worse when you	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	your hush his chest' A that they track of w Q explained A Q husband A and at ni It looks li that on h put it back to them. Q A Q	No. Okay. What was his explanation as to why band needed to have that loop recorder placed in? I'm not sure of the he just told me would put that in and then he can keep better that's going on with him. Do you all still do what your husband do to me earlier, and that is connect that - Yes thing to a mouse? Yeah. Can you explain that better than your did? What do you connect? We have a machine that sits next to the bed ght I have to take it's like a little pad. ke a mouse from a computer. And I have to put is chest and let it read what's going on. Then I sk onto the device and it sends the information And it sends the information - Yes to Dr. Olivier?
2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24	Center ur A was Q Centennii A Q backward A explain ti Q A was talki I seen hi couldn't: I decided him back Q February and nurs worsene A Q	You did not go back to Centennial Medical ntil 1949 that same day; 15 hours later, correct? I don't think it was 15 hours later, but it 4:30 in the morning. Time of arrival at al is 1949. That's 15 hours and 19 minutes. Could have been. Why did you not go back after he had fallen as and was getting worse all day long? Why? He was it's not I don't know how to hat. You need to. Try. He wasn't like he said he was fine. I ag to him. He was still able to move. Then when m starting to have trouble moving and when he start answering me and stuff, that's when all was going to just put him in the car and take to make the car and take to make the car and your husband tell the doctors have there that after his fall he had gradually dall day long? Isn't that what you told them? Yeah. Gradually, yeah.	2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23	your hush his chest' A that they track of w Q explained A Q husband A and at ni It looks li that on h put it back to them. Q A Q	No. Okay. What was his explanation as to why band needed to have that loop recorder placed in? I'm not sure of the he just told me would put that in and then he can keep better that's going on with him. Do you all still do what your husband do to me earlier, and that is connect that - Yes thing to a mouse? Yeah. Can you explain that better than your did? What do you connect? We have a machine that sits next to the bed ght I have to take it's like a little pad. ke a mouse from a computer. And I have to put is chest and let it read what's going on. Then I ex onto the device and it sends the information And it sends the information - Yes.

Κι	JEFING) VS ARCHER			93–96
1	Q	Page 93 When is the last time you all have seen Dr.	1	A	Page 95
	Olivier?	When is the last time you all have seen bi.	2	Q	No. Does your husband have access to a
3	A	I'm not exactly sure. It's been a while.			
4		•		_	st here in Kentucky? No. We see I take him back to
-		Well, as you will recall from the questions our husband, first visit to him was October 6,	4		
	•			_	ee, Nashville, to see Dr. Marie Dongas.
		cond visit, November 4, 2016. Asked to return	6	Q	Do you like her?
	-	4, 2017. And you all have never been back, have	7	A	Yeah.
	you?	No. Dut he clee said that unless we	8	Q	Have you seen Dr. Valdivia in her office?
9		No. But he also said that unless we	9	A	No.
10	inought n	ne was actually having problems, don't worry about	10	Q	Is your husband having any problems with
		Okay I lava yay gattan any faadhaak	11	-	is left hip and leg?
12		Okay. Have you gotten any feedback,	12	A	Sometimes, yes.
		rom the information that you're getting from the	13	Q	How does that present itself and how does
		order? Any letters or reports or anything -		it limit hir	
15	_	No.	15	A	Irritates when he walks.
16		- talking about that information?	16	Q	Does the chronic pain in his left hip and
17		No.		- :	him from helping out around the house?
18		Do you know if your husband is having	18	A	Yeah. Probably.
	atrial fibri		19	Q	What does he do to help out around the
20	_				anything?
21	Q	You don't know?	21	A	Not a lot.
22		I don't know, no.	22	Q	What could he do if he was willing to?
23		Visitors at StoneCrest. Other than you and	23	Α	Not sure.
	-	band, did you have anybody else come to the	24	Q	He can drive, right?
25	hospital a	at StoneCrest to see you or your husband?	25	Α	Drive?
		Page 94			Page 96
1	Α	My brother came.	1	Q	Drive a car?
2	Q	What's his name?	2	Α	No.
3	Α	John Ridell.	3	Q	He doesn't drive?
4	Q	Ridell?	4	Α	No.
5	Α	Uh-huh.	5	Q	He told me this morning he was able to
6	Q	Where does he live?	6	drive a ca	r -
7	Α	He lives in Tennessee.	7	Α	Yeah.
8	Q	Where? Big state.	8	Q	- and had a driver's license. Was that
9	Α	Maryville, Tennessee.	9	false too?	
10		What's he do for a living?	10	Α	Yes.
11		He works in a factory.	11	Q	He is on Social Security. He told me that.
12		What time did he come to the hospital?	12	Α	Yes.
13		I'm not exactly sure. Right he got	13	Q	Is that true?
		ime for us to when they were dismissing him, we	14	Α	Yes.
15	were goi	ng to Centennial, so	15	Q	He does know that correctly?
16	Q	Nobody else other than your brother?	16	Α	Yeah.
17	Α	No.	17	Q	And how much is he paid?
18	Q	Okay. What about at Centennial? I know	18	Α	1800.
19	Deborah	Langston visited there. Did she come down from	19	Q	Do you handle the finances in the family?
20	Mayfield'	?	20	Α	Yeah.
21	Α	Yes.	21	Q	Do you handle the banking accounts and
22	Q	Anybody else come to see you or your	22	expenses	s?
	husband	?	23	Α	Yes.
23	Husbariu				
23 24		No.	24	Q	Have you or your husband paid anything
	Α	No. Not any of your kids?			Have you or your husband paid anything es for all of the medical care, hospital care t

<u>π</u>		JVS ARCHER			97-100
1	he's had	Page 97 since his stroke?	1	efforts to	Page 99 secure it; contacted them and said, "Would you
2		I don't believe so, no.			and do an evaluation"? Have you done that?
3		The current insurance policy that you have	3	A	No.
		he get that through an ObamaCare exchange?	4	Q	Did you know Mr. Cummings previously?
5	A	Yes.	5	A	No.
6	Q	That's true?	6	Q	How did you find him?
7	A	Yeah.	7	A	I looked in the phonebook.
	_			_	And is that how you made the connection?
8	Q ^	And who is the insurance company?	8	Q	•
9	A	That he has now? Yes. ma'am.	9	A	Yes.
10	Q		10		Have you spoken with any other lawyers
11	A	It's Blue Cross, Anthem.			Mr. Cummings?
12	Q	Is that the Blue Cross in Kentucky?	12		No.
13	A	Yes.	13		Have you understood the questions I asked
14	Q	, , , , , , , , , , , , , , , , , , ,		you?	N
		wyer? Question is, when?	15		Not all of them.
16	_	While he was in the hospital.	16		Which one have I asked you you didn't
17	Q	Which one? Centennial?		understa	
18	A	Centennial, yes.	18		I can't I can't think of it off the top
19	Q	First or second admission?		-	ad right now.
20	Α		20		Is there any answer that you've given me so
21	Q	, , ,		-	that you'd like to change?
22	go see a	lawyer? Did you see an ad on a TV or something	22	Α	Not that I can think of.
23	like that?		23	Q	Have you been honest with me?
24	Α	No.	24	Α	Yes, I believe so.
25	Q	What made you decide to go see a lawyer?	25	Q	Okay. And the only explanation you can
		Page 98			Page 100
1	Α	I felt that he didn't get proper treatment		-	our husband not being accurate is that his
2	and nobo	dy acted on him fast enough.	2	memory isn't	good now?
3	Q	And what was missing was this shot you	3	A Riç	
4	referred to	0?	4	Q Di	d he ever have any problems with his
5	Α	Uh-huh.	5		ere the stroke, to your knowledge?
6	Q	Yes?	6	A No	. Not at all.
7	Α	Yes.	7	Q An	nd would there have been any reason for
8	Q	Anything else that he didn't get -	8	him to tell a c	doctor he was having problems with his
9	Α	No.	9	memory befo	ore the stroke unless it was true?
10	Q	- other than the shot?	10	A Ye	eah.
11	Α	No.	11	Q W	/hat? What would be the reason?
12	Q	Have you had anybody come to your house	12	AIV	vas just agreeing with you.
13	here in K	entucky to take videotape of your husband getting	13	Q Y	ou're agreeing with me there would be no
14	around ir	the home?	14	reason in the	e world for your husband to tell any doctor he
15	Α	No.	15	was having p	problems with his memory before the stroke
16	Q	Have you had a physical therapist or a	16	unless that h	nappened to be true?
17	speech tl	herapist come to evaluate your husband here at the	17	A Ri	ght.
18	home in	Kentucky?	18	Q O	kay. Thank you.
19	Α	•	19	A Yo	ou're welcome.
20	Q	Have you made any efforts to secure him	20	MR. G	GORMAN: I've got just a few quick
		ysical therapy here in Kentucky, at Jackson	21	questions.	
		e Hospital or any of the private physical therapy	22	•	SS EXAMINATION BY HON. NATE GORMAN, ATTORNEY
	locations				(ARCHER, M.D.:
24	A	Yeah. I can't afford it.	24		/hat was your maiden name?
25	Q	No. My question is, have you made any	25		y maiden name was my maiden name was
		, ,,,, y.z			

RU	IFFINO vs ARCHER		101–104
	Page 101 Ridell, Martha Ridell.	1	Page 103
			your husband's number, correct?
2	Q Okay. And do you have any family in	2	
	Tennessee besides that one brother in Maryville?	3	,
4	A No.		husband's number. There's one at 9:52, husband's number.
5	Q Do you use Facebook?		Then there's one at 9:53, husband's number. Correct?
6	A He does.	6	
7	Q He does?	7	J
8	A And I look at it sometimes, yeah.		3 ma'am?
9	Q Do you all post on Facebook?	9	
10	A I don't, no.	10	, , ,
11	Q Does he post on Facebook?		1 it?
12	A Sometimes.	12	
13	Q Has he posted anything about this case or	13	
	any of the facts related to it?		4 hospital at the time or already there? If you don't know,
15	A I don't believe so.		5 you can say so.
16	Q Do either of you all have a Twitter or any	16	
	other social media?	17	
18	A No.		8 248-917-1138. Do you see those? They're to Pontiac,
19	Q Do you ever comment online for any reason;	20	9 Michigan, from your phone.
	news articles, anything like that?	21	• •
21	A Myself, no. Q Does he?	22	•
22 23		23	
	A I'm not really sure, but I don't believe so.	24	
25		25	
23	Q Is there any company or party that's	20	o who is it that's on the other end of the
1	Page 102 funding this lawsuit?		Page 104 248-917-1138 phone number?
2	A No.	2	•
3	Q Do either of you all socially drink?	3	·
4	A No.	4	
5	Q Any alcohol at all?	5	
6	A No.	6	
7	Q That's all I have for today.		7 at 12:50 to a 248-770-8702. It's incoming. And one at
8	MR. GIDEON: Brian, I've got two more.		3 1:49, 865-437-8852. With whom were those calls?
9	REDIRECT EXAMINATION BY MR. GIDEON:	9	
10	Q Look at exhibit, whatever it is, the phone		0 lives in Maine.
	records.	11	
12	MR. CUMMINGS: Hers, C.J., or?	12	•
13	MR. GIDEON: Hers.	13	
14	MR. CUMMINGS: Okay. Back to the highlight	14	-
	page?	15	
16	MR. GIDEON: Yes. 2/17. February 17. You've	16	
17	already highlighted, I hope, the 16-minute call.	17	7 Q How long had you been at the hospital when
18	MR. CUMMINGS: This is where he is.	18	8 you called the boys?
	She's on that page.	19	
19	Q You there?	20	Q Did the boys all get along with your
19 20		24	1 husband?
20	A Yeah.	21	
		22	
20 21 22	A Yeah.		2 A Yes.
20 21 22	A Yeah. Q You'll see we've got calls at 8:58, which	22	A Yes. Had a good relationship with him?
20 21 22 23	A Yeah. Q You'll see we've got calls at 8:58, which is what we were talking about before.	22 23	A Yes. Had a good relationship with him? A Yes.

MARTHA RUFFINO DI IEEINO VE ADCHED

RUFFINO vs ARCHER	105–108
Page 105	Page 107
1 Actually there are three calls: 3:20, 3:44, and 3:51.	1 identified - is 5:02 p.m. It is an incoming call and it
2 All to 270-970-8886 in Mayfield, Kentucky. Are those all	2 is 207-745-3570. Do you know who that is?
3 to the lady that died?	3 A Not offhand. Could be one of his brothers.
4 A Yes.	4 Q And then you go dark the rest of the day.
5 Q In September of 20	5 You have no additional calls that evening.
6 A August.	6 A Okay.
7 Q August of 2017?	7 Q Can you explain why that's the case? Did
8 A August 14th.	8 your battery die?
9 Q This year?	9 A Not that I recall.
10 A Yes.	10 Q Okay. Thank you.
11 Q The call at 3:55 to 865-437-8852, is that	11 MR. GORMAN: I'm done. Thank you.
12 to a family member?	12 MR. CUMMINGS: No questions. She'll read and
13 MR. CUMMINGS: It's incoming.	13 sign.
14 A I'm not positive.	14 MR. CARTER: That handwritten note in front of
15 Q Isn't that one of the numbers we looked at	15 her is Exhibit 4 which we identified orally, but I don't
16 already?	16 think was marked.
17 A It might have been.	17 MR. CUMMINGS: Okay.
18 Q Yeah. One of the boys?	18 VIDEOGRAPHER: This concludes the deposition of
19 A I'd have to look at my phone to tell you	19 Martha Ruffino. End time, 3:12 p.m. Off record.
20 for sure, but	20 (VIDEO DEPOSITION ENDED AT 3:12 P.M.)
21 Q Okay. Well, I'm confident we've already	21 AND FURTHER DEPONENT SAYETH NOT:
22 covered that.	22 DEPONENT'S SIGNATURE REQUESTED:
23 At 4:01 there's a call to Pontiac, Michigan,	23 (WHEREUPON, DOCUMENTS REFERRED TO DURING THE
24 248-917-1138. Who is that?	24 COURSE OF THE VIDEOTAPED DEPOSITION HAVE BEEN MARKED FOR
25 A I believe that's my oldest son Shane's	25 IDENTIFICATION AND HAVE BEEN ATTACHED HERETO AND MADE A
Page 106	Page 108
1 age 100	rage 100
1 number.	1 PART HEREOF.)
1 number. 2 Q All right. 4:34, 248-402-3343, incoming.	
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		Page 109		Page 111
1	COMMONWEALTH OF KENTUCKY)	•	1	•
) SS:			
2				STATE OF:
	3			COUNTY OF :
4	I, Jane Belcher, Notary Public, Stat		5	
5	hereby certify that the aforegoing depo			To be sub-
6	the time and place set forth in the cap		6	I,, do hereby certify that
7	the witness therein was duly sworn on o		7	MARTHA RUFFINO hereby personally appeared before me and
8	truth; the proceeding was reported by m		8	acknowledged same.
9	and the aforegoing is a true and correct	ct transcript to the	9	
10	best of my ability.			This, being the day of 2017.
11	I further certify I'm not a relative or employee of			IIIIs, being the day of 2017.
12	attorney or counsel of any of the parti		11	
13	relative or employee of such attorney of		12	
14	have any interest in the outcome or eve			NOTARY PUBLIC
15	I hereby certify that the appearance	es were as stated in	13	
16	the caption.			COMMICCION PUNIDEC.
17	pathed this 30th pay of c	1	14	COMMISSION EXPIRES:
18	Jane Delcher	,	15	COUNTY OF RESIDENCE:
19	<u> </u>		16	
	DANE BELCHER, NOTARY PUE	BLIC	17	
20	STATE-AT-LARGE		18	
	NOTARY ID 479570			
21	OHIO VALLEY REPORTING SE	ERVICE	19	
	2200 EAST PARRISH AVENUE	E, SUITE 106-E	20	
22	OWENSBORO, KENTUCKY 423	303	21	
23	COMMISSION EXPIRES:		22	
	DECEMBER 7, 2020		23	
24	COUNTY OF RESIDENCE:			
	DAVIESS COUNTY, KENTUCKY		24	
25			25	
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1	UNITED STATES DISTRIC	Page 110	1	Page 112 ERRATA SHEET
_	MIDDLE DISTRICT OF TE		-	INSTRUCTIONS: After reading the transcipt, please note any
2	NASHVILLE DIVISI		2	change, addition or deletion on this sheet. DO NOT mark
3	JOHN RUFFINO and MARTHA RUFFINO,)	-	on the actual transcript. (Use additional paper if needed
)	3	and attach to this sheet)
4)	4	Please sign and date this errata sheet and return it to
	Plaintiffs,)	-	the court reporting agency indicated below.
5)	5	the court reporting agency maroused below.
) Civil Action No.		WITNESS NAME: MARTHA RUFFINO
6) 3:17-cv-00725	6	WITNESS NAME: FARTHA ROFFING
)	"	DATE OF DEPOSITION: OCTOBER 24, 2017
7) Jury Demand	7	DATE OF DEPOSITION: OCTOBER 24, 2017
	HEALTH SERVICES OF TENNESSEE, INC.			Page Number Line Number
8) Magistrate Judge	9	Change
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9	D . C 1		1.0	Dage Number Line Number
10	Defendants.)	10	Page Number Line Number
10)	11	Change
11	VIDEO DEPOSITION OF MART) HA RUFFINO	11 12	Change Line Number
11 12	VIDEO DEPOSITION OF MARTI OCTOBER 24, 201	HA RUFFINO	11 12 13	Change Line Number Page Number Line Number
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